New-York Daily Times.

VOL. IV....NO. 1024. NEW-YORK, FRIDAY, DECEMBER 29, 1854. PRICE TWO CENTS.

LATEST INTELLIGENCE

By Telegraph to the New-York Daily Times.

FROM WASHINGTON.

COL. KINNEY'S CENTRAL AMERICAN PROJECT

What Col. Benton Carries in his Pocket.

The Galleguejos Islands and American Mediation.

Special Dispatch to the New-York Daily Times.

WASHINGTON, Thursday, Dec. 28.

The story about the treaty, and purchase of the Galleguejos Islands is not credited here. If a treaty has been negotiated, the President will reject it.

The proposed offer of American Mediation to the European belligerents is rapidly growing in power as an influential question.

Special Correspondence of the N. Y. Daily Times.

WASHINGTON, Wednesday, Dec. 27, 1854.

The discussion of Col. Kinney's Central American Colonization project, in confidential circles, has brought out the knowledge of the fact that the Government of Nicaragua has long been and still is desirous of selling the entire territory of that republic to the United States, in order to secure good government and the various advantages, political and commercial, flowing therefrom. Unless I am misinformed, the proffer of cession has been made to the President as directly as the circumstances of the case would permit. There is nothing surprising in this, although there is much that is novel. The interest Aberdeen which have disturbed Nicaragua lately—the encroachments of Great Britain, under cover of its privileges at the Balize, and under its assumed Mosquito Protectorate—its insolent difficulties with Costa Rica, and the defiance of its authority by the inhabitants of Greytown, have all, doubtless, contributed to raise the feeling of disquiet and fear of falling into anarchy or decay, which has prompted the proposed cession of territory and sovereignty.

I am bound to think that the Administration, in view of the importance to the United States of controlling the isthmus routes of communication between the Atlantic and Pacific, is favorably disposed towards the proposed cession, but the Clayton-Bulwer Treaty stands in the way, and forbids us to "occupy, fortify, colonize or assume or exercise dominion over any part of Central America." As is well known, the President has exerted his best efforts to get rid of that treaty by negotiation, but hitherto without effect. John Bull sees as well as can the President, that, except for the treaty, desperate and perhaps successful efforts would be made to exclude from all participation in the control or disposition of affairs in Central America; and he has no idea of readily giving the opportunity for such a consummation. No wonder then that Mr. BUCHANAN finds him so obtuse.

In this dilemma the question is discussed, whether we cannot and ought not abrogate the treaty, on the ground that Great Britain persists in violating its provisions—for she still holds fast to Ruatan and her logwood cutters "at the Belize," have, during the last year only, extended their encroachments for three hundred miles along the coast of Nicaragua! and this too, despite the most earnest protestations of the Government of Nicaragua. Mr. CLAYTON, when consulted by Mr. MARCY on the subject, advised that measures be taken to compel Great Britain to keep the treaty; but I am satisfied that the President is inclined to abrogate it instead. These hints are the beginning only, I take it, of important developments in relation to Central American affairs, soon to be made. In 1796, I think it was, that Congress by law declared our treaties with France of no binding force, because of the frequent violations of their stipulations by that power, and the failure of our demands for redress.

Col. BENTON says he has the Pacific Railroad in his pocket; that is to say, he has received the assent of twenty-three of the most influential capitalists in the country, to be put into a Bill, as the names of members of a Company to whom Congress shall grant simply the absolute right of way through the public lands for a railroad to the Pacific. These names were furnished him by Wm. P. WELD, the "Railroad King" of New-England. Every man on the list is a millionaire, and, although some of them have not been consulted by the mover, Mr. WELD guarantees that all of them will consent to take part in the enterprise. The following is the list: Hon. Abbot Lawrence, William Sturgis, Robert C. Winthrop, Samuel Hooper, William Appleton, John M. Forbes, John E. Thayer, David A. Neal, H. H. Hunnewell, Wm. P. Weld, William Amory, all of Boston; John Carter Brown, of Providence, R. I.; W. R. Rodgers, of New-Bedford, Mass.; Erastus Corning, of Albany, N. Y.; George Griswold, T. W. Pedrick, Wm. Sturgis, E. H. Winslow, Edwin C. Litchfield, George Bancroft, Thomas Tileston, John A. Stevens, Robert B. Minturn, all of New-York.

Colonel BENTON proposes to introduce a bill giving these gentlemen the right of way for the road, leaving them to adjust the route, and giving no aid whatever from the Government, nor any promise of aid. He thinks he will get his bill through, and that the Company will go on with the work at once.

I am informed that an Extradition treaty with Mexico is in course of successful negotiation. In a few days, if the conclusion of such negotiation continues, there will be no bulletins upon it. Except when our Ministers visit our Sunny Land, we can find rest.

Special Correspondence of the New-York Daily Times.

WASHINGTON, Thursday, Dec. 28.

The administration is anxious for the adjournment of the Christmas holidays, but the members of Congress are not favorable to immediate action. Our legislators want to know first what is to be done in reference to Cuba and some other questions, before they settle down to the subject, especially as he was very fond of it."

to the latter is developed. It is said that the Committee in Foreign Relations will report in favor of making the Government of the Hague reconsider, and modify the action in the Gibson case, even if repressive measures become necessary for the purpose.

Special Dispatch to the New-York Daily Times.

WASHINGTON, Thursday, Dec. 28.

The Star of this city says that positive intelligence has been received by Government that Mr. SOULE was cordially received at Madrid.

Supreme Court at Washington.

WASHINGTON, Thursday, Dec. 28.

EDWARD M. GARDNER, Esq., of Massachusetts, was admitted as an attorney in the Supreme Court to-day.

No. 33. *The City of Providence, plaintiff in error, vs. Daniel R. Clapp.*—Argument concluded.

No. 36. *Seba M. Rogers et al. vs. John Jay, &c.*—Cause submitted to the Court.

No. 37. *Lloyd Goodhue, admitted appellant, vs. Robert Olivera and others.*—Argument commenced by WINTHROP DAVIS, Esq., for appellant.

Latest from Mexico—Safety of the Steamship Neptune—Election of Santa Anna as President, &c.

NEW-ORLEANS, Monday, Dec. 25.

By the arrival of the steamship *Orleans* at this port, we have dates from Mexico to the 19th inst.

Two victories have been gained by the Government troops over the insurgents.

The steamship Neptune, which was reported lost, has arrived at Tampico, and the Mexican war steamer *Iturbide* at Vera Cruz.

The latest accounts stated that General ALVAREZ was within eighteen leagues of the City of Mexico.

SANTA ANNA has been almost unanimously elected President.

Arrival of Myron H. Clark, at Albany.

ALBANY, Thursday, Dec. 28.

MYRON H. CLARK, Governor elect, with his family, arrived in this city this evening.

The Ferry-boat from Albany to Greenbush Running.

ALBANY, Thursday, Dec. 28.

The Hudson River ferry-boat has made her way across the river to Greenbush, and will maintain the track across until the weather grows colder.

Election for Assemblyman in Orleans County.

ROCHESTER, Tuesday, Dec. 26.

In the election in Orleans County ELISHA WHALEN, the Know-Nothing candidate for Assembly, (in place of ALEXIS WARD, deceased,) is probably elected over MILLS, the regular Democratic nominee. No Whig ticket was run.

The South Carolina Mail Difficulty.

COLUMBIA, S. C., Thursday, Dec. 27.

The probabilities are now great that the Southern mail will not be carried at all after the 1st of January. The contracts with DOUGLASS were simply to carry the mail. He proposed to sub let to the South Carolina Railroad, but the Post-Office Department forbid that, and if he persists in the intention they will probably annul the contract. No arrangements have yet been made for wagon transportation.

The Department is severely censured by the Press as vacillating, imbecile, and malicious.

The Philadelphia Post-Office.

PHILADELPHIA, Tuesday, Dec. 26.

The first floor of Dr. JAYNE'S mammoth building, in this city, has been leased by the Postmaster for the Post Office for three years, until the new Government buildings can be erected.

Non-Arrival of the Atlantic—The Fog, &c.

SANDY HOOK, Thursday, Dec. 28—10 P. M.

We have no tidings of the steamer *Atlantic*, now in her thirteenth day from Liverpool.

The fog continues very dense, except at intervals, when it lightens up for a few moments. The wind is very light from the N. N. E.

SANDY HOOK, Thursday, Dec. 28—12 o'clock.

We hear nothing of the steamship *Atlantic* up to this hour. The weather continues thick and foggy.

Arrival of the Steamship Isabel with Havana and Key West Dates.

CHARLESTON, Tuesday, Dec. 26.

The steamship *Isabel* has arrived at this port, with Havana and Key West dates to the 23d inst.

[Her advices are anticipated by the arrival of the *Empire City* at this port.]

Arrivals of Steamers.

CHARLESTON, Tuesday, Dec. 26.

The U. S. mail steamship *James Adger*, Capt. S. C. TURNER, arrived here from New-York at 8 o'clock last Monday evening.

SAVANNAH, Tuesday, Dec. 26.

The steamship *Knoxville* arrived here to-day from New-York, after a passage of 56 hours.

Sailing of the Steamship Black Warrior.

NEW-ORLEANS, Monday, Dec. 25.

The steamship *Black Warrior* sailed from this port yesterday for New-York, via Havana.

Arrival of the Southern Mail.

BALTIMORE, Thursday, Dec. 28.

By the arrival of the Southern Mail as late as due we have received New-Orleans papers of Friday, but they contain no news.

The Suspected Poisoning Case at Albany.

The Coroner's Jury in the case of Mrs. RICE, of Albany, who was supposed to have been poisoned, have concluded their investigation, and failing to agree upon a verdict, have been discharged. The District Attorney has given his opinion that there is no cause for calling another Coroner's Jury, as a man is now under arrest upon suspicion of having caused her death, and arraigned upon a warrant issued by a Police Magistrate. Hence there will be a thorough investigation of the cause of her death before the Police Court, which will probably be fully as satisfactory to the public as it would be if another Jury were called.

The Steamship Wm. Penn.

A letter to McCALLEY, Merz & Co., dated Constantinople, Nov. 12, 1854, says: "On the 8th inst., in coming through the Dardanelles, at night, the vessel, in a thick rain, got over upon the Asiatic shore, the Straits being very narrow. The chart indicated no danger, but it seems that a fort, recently built, has formed a sand spit just large enough to pick up the *William Penn*. As soon as the fort was perceived, the helm put to starboard, but as the vessel was steaming slowly, her bow was slowed round by the current, and the vessel struck the ground hard and fast. She lay very comfortable till morning, being opened only forward with plenty of water aft. A French man-of-war steamer tried to pull us off but did not succeed. In the meantime a Turkish Pacha came on board and requested that the troops should be sent to the barracks on shore, and offered to furnish boats and men for the purpose. We landed everything in two days, when the vessel floated off without injury, received the troops again on board and sailed for her destination. We had many men and boats as could possibly work, and yet the Pacha would not accept the slightest compensation. He was a Christian son of Mahomet, the world's gentleman, and we would gladly show him kindness whenever we meet him. We were treated with the utmost politeness and attention, especially as he was very fond of it."

FROM HAVANA.

ARRIVAL OF THE EMPIRE CITY.

Commercial Regulations Revised—The Parties to the C. T. Smith Affair.

The *Empire City* left New-Orleans Dec. 20, 8 A. M., reached Havana Dec. 22, at 5 P. M., and after transferring the California mails and passengers to the U. S. mail steamer *Falcon*, Capt. GRAY—left on the 23d at 5 P. M. for this Port.

There was nothing of importance doing in Havana. While the steamer was laying at New-Orleans, JOHN COLWELL, one of the ship's firemen, fell overboard and was drowned.

Correspondence of the New-York Daily Times.

HAVANA, Saturday, Dec. 23, 1854.

Under edict of the 15th we are to have revision of our commercial regulations for the Port of the Havana and the Custom-House, for the purpose of more simplicity, and to meet the pressing wants of increasing business, there being associated with the Collector of the Port six of our most distinguished merchants, to make suggestions for the consideration of the Captain-General. On the 12th inst. we have ordered a process for the protection of planters and slave holders, which amounts to a new registration every six months of every slave that is upon the Island—the holder being furnished with an official certificate for each, with a descriptive list attached—for which a fee of one dollar is to be paid at the periods of revision, January and July, for every negro employed in cities and towns, and 12½ cents for those occupied with the industry of the country. This will check future introductions, save such as have been covered by anticipated registration, as you were formerly advised. All the parties interested in the recent introduction of arms and powder, by the American schooner *C. P. Smith*, at Bonacco, known to the Government, are cited to appear and place themselves in the Tacon prison, to wait trial before the "military commission" for so doing, and for inciting the peaceful ever-faithful of that quarter to revolutionary movement—their names, as given in the order, being JOSE ELIAS HERNANDEZ, GEORGE HAWKINS, master of the schooner *C. P. Smith*, and JAMES WOOTONGUNG, supercargo do., who are now residing in the City of New-York, and citizens of the United States. Mr. FRANCISCO ESTRAMPES, who assumed the name of LACOSTE, was released from incommunication on the 19th, and Mr. J. H. FELIX, Esq. of New-York, on the 22d, yesterday morning, which shows that the Government have closed their part of the case—which is the whole—so far as Spanish justice is allowed to reach. The form of a public trial, as specified in our treaties, will be got through with in the course of a few days. A detail of six officers has been named to each of the prisoners, for them to select counsel for their defence before the military commission.

Mr. FELIX, I learn, will make no selection, as he does not conceive that this forced adversary can be of any service to him, and that it is not the agency and counsel to which he is entitled—it not being such as he can communicate with with freedom, from differences of language, as well as the vast difference of interests, which will prevent a fearless assertion of his rights, while Spanish officers are notoriously ignorant or careless of the letter and spirit of their own laws, except under the lash of applications, at the point of the bayonet. The Consul has protested against the trial of these prisoners, being citizens of the United States, before the Court Martial, as not the ordinary tribunal of the land interested by the treaty. The trial will go on—the condemnation follow—and our Government will acquiesce, as all right, it being the law of the land to abrogate, when convenient, the law of treaty. So much for protection of citizens of the United States abroad. We have also two *Black Warrior* cases on hand, with the brig *Jonathan Cilley* and the *Magellan Cloud*, not permitted, after the example of the late Mr. ROTH, to correct manifests; having (both vessels) been compelled to throw over cargo at sea. The collector requires payment of the duties on the portions of the cargoes thrown overboard, *because it was not manifested*. Protests have been made, and memorials addressed to the Captain General, while the Acting Consul has been active in endeavoring to have the remedy applied here; but it is not likely that Gen. CONCHA will permit it, in opposition to the declarations fabricated in the Custom House.

Several Slave cargoes have been introduced in the past two or three weeks—indeed in every direction, we have heard of this violation of law. It seems to be the desperate exertion of the fleets left upon the wakes, at the departure of General PRIM'ELA. One captain has had the hardihood to complain to General CONCHA, that the parties who had employed him would not pay the wages promised, and requesting him to order that they should comply with their contract. The captain, who is a Portuguese, was sent to prison, but I did not learn that the persons named by the captain as those indebted for services rendered, were in any way molested by the superior authority, which would seem to consist with justice that they should, at least, make some explanation.

We have a cessation in business until after the close of the holidays. Exchange on New-York and other cities of the United States, worth 3 per cent premium; London, 13½c. to 13¾c.

Mr. ESTRAMPES, to save the captain and mate of the schooner *John G. Waite*, has admitted the most important of the charges made against him, which brings him in danger of the garrote, denying that he had any accomplices, or that he knew anybody in Cuba who was engaged with him for subversion of the Government.

Health continues good. The weather is too cold, and we are much in want of our Winter friends from the North.

The Dispute with the Indians about the Partridge Boy—His Remains Discovered in a Swamp.

Our readers will remember an exciting contest in the Courts of Wisconsin about three years ago, between the Menomonee Indians and a white family, named PARTRIDGE, for the possession of a boy, which the latter claimed had been stolen by the former. The Courts repudiated the Partridge claim, but before the decision of award to the Indians could be enforced, the boy was carried off by the white claimants and secreted. The Superintendent of Indian Affairs discovered the boy in McHenry County, in this State, and has returned him to Wisconsin. There is now no doubt that he is an Indian child; the house of the late PARTRIDGE boy have been discovered in a swamp near his parents' house. The little Indian, we are glad to learn, does not lose his prospect of civilized culture. It is the intention of the Indian Department to have him well educated, and if possible, made instrumental in the improvement of his people, for which earnest efforts are being made.—*Chicago Daily Press, Dec. 23.*

Appointments by the Governor Elect.

HON. MYRON H. CLARK, Governor Elect, has designated the following gentlemen for appointment to the Governor's Military Staff:

J. Wesley De Peyster, Adjutant General.
Saml. F. Rowe, Inspector General.
Joseph J. Chambers, Engineer-in-Chief.
G. Van Santvoord, Quartermaster General.
Thos. Hillhouse, Commissary General.
R. R. Lamb, Paymaster General.
A. H. Reid, Surgeon General.
A. J. Johnson, Aide.
J. B. Gale, Aide.
Saml. C. Thompson, Military Secretary.

RELIEF FOR THE POOR.

Eleventh Ward.

Some of the most influential and charitable citizens of the Eleventh Ward have organized a Relief Association, of which ANDREW MILLS, Esq., is Chairman, Dr. E. H. KIMBALL, Secretary, and WILLIAM BOARDMAN, Jr., Esq., Treasurer. The following named gentlemen have been appointed a Committee to solicit aid for the above purpose throughout the City, viz.: James L. Jackson, No. 107 Church-street, Charles M. Simonson, No. 181 Lewis-street, David L. Young, No. 386 Ninth-street, William Boardman, Jr., No. 263 Seventh-street, Stephen Squires, No. 405 Ninth-street, Andrew Mills, No. 175 Lewis-street. A Committee has also been appointed for the purpose of soliciting donations and visiting the poor in their respective district.

Thirteenth Ward Relief Association.

A meeting was held yesterday afternoon at Ondedonk's Hall, corner of Clinton and Grand streets, in response to a call signed by a large number of the most influential citizens of the Thirteenth Ward, to organize an Association for the relief of the poor.

The meeting was organized by the appointment of JOHN H. BRIGGS as President, and WM. H. M. McCONNELL, Secretary. The call of the meeting was read and adopted.

On motion of Mr. HAZORT, a Committee of nine one from each Election District, was appointed to draft resolutions—the Committee consisting of Messrs. Russell, Dean, Bryant, Smith, Andrews and Dow.

The Committee presented the following report:

Whereas, There is existing in this Ward a state of destitution and want among the poor and laboring classes, requiring early attention and relief. Therefore, be it

Resolved, That the citizens of the Thirteenth Ward form an association to relieve as far as possible, the necessities of the destitute and suffering, by the soliciting of subscriptions and distributing of alms and food to those found deserving.

Resolved, That this Association be known as the Thirteenth Ward Relief Association.

The following officers were appointed:

President—John H. Briggs.
Vice Presidents—John B. Ryerson, Jas. B. Andrews, Martin L. Bryant.
Secretary—William H. McCorkle.
Treasurer—Samuel F. Rowe.

FINANCE COMMITTEE.

Geo. H. Creary, John T. Hazort, David B. Folsom, John H. Ryerson, Charles M. Smith.

SOLICITING COMMITTEE.

Division.
1. A. J. Case, John Morse.
2. J. J. Miller, Oliver S. Powell.
3. J. L. Conrad, Aaron Cotzenberger.
4. Marcus Hunter, Jacob Dennis.
5. Edwin A. Wakeman, Amos S. Cox.
6. George T. Rizer, William Fiske.

It was voted that this Committee have the power of filling vacancies.

UNIFORM AND MESSENGERS COMMITTEE.

Division.
1. Samuel Adriance, Jacob Shafer, C. P. McAvoy.
2. Thomas Carney, Gilbert C. Dunn, Edwin A. Collins.
3. Samuel Ryder, Jas. Lynch, Jas. Dunn, Edwin H. Halsey.
4. Samuel Riker, A. Jackson, John Pulhamus.
5. Samuel P. Egan, R. J. Bent, J. S. Haight.
6. Alonzo Ketcham, D. S. Fisher, Samuel Brown.

The following resolution was also adopted:

Resolved, That a place in the Ward be designated as a depot for the reception of provisions, materials and clothing, or any other articles which the charitably may bestow.

A few gentlemen, to whom it was more convenient to give immediately, subscribed $150 on the spot.

The meeting, which was characterized throughout by a desire to do something rather than to make speeches, then adjourned to next Tuesday at 2 o'clock, P. M.

Fifteenth Ward.

The citizens of the Fifteenth Ward met in the Lecture Room of the Stuyvesant Institute last evening to devise some plan for the relief of those of the Ward who are suffering from the want of employment or other causes.

The meeting was organized by the choice of WM. CHAUNCEY as President, and . G. FERMOY as Secretary.

Alderman CHAUNCEY, in taking the Chair, said that the object of this meeting was well known; large classes of the community were very much distressed, very many of them for the want of employment. The Winter had commenced severely and brought its consequent suffering sooner than was anticipated. There was a rich Ward, they had but few who would need relief, and he had no doubt but that the rich men of the Ward would be ready to come forward and contribute all that might be necessary for the purposes for which they had met.

Dr. BEARDS said that it was true, as their Chairman had said, that there were but a few in the Ward who needed relief, and yet in some sections there were quite a number; but independent of any relief which might be extended, this meeting was felt to be very desirable to correct a false impression which was far too prevalent. At the meetings which had been held in the Park, some not very pleasant reflections had been cast upon the rich; it was desirable to allay the feeling which had inspired those reflections, and to let those who possessed it know that the rich did feel, although they themselves were losing in consequence of the stringency of the times.

Mr. VAN SCHAICK said that he was perfectly well satisfied that the Fifteenth Ward would do its duty, and that any reasonable amount of money could be raised to answer the exigences of the case.

Mr. COLLINS, one of the Trustees of the Poor Association, suggested that a resolution something like that would meet the point, and that the citizens of the Fifteenth Ward be called upon to constitute a sum which should be placed in the hands of the Poor Association, to be expended in purchasing and providing articles which they do not usually purchase as a better kind of clothing than the Association gives, and occasionally the payment of rents. Mr. COLLINS feared very much that the difficulty was overstrained in some of the public prints. About 325 of the visitors belonging to the Poor Association, furnished a regular written exhibit of their change every month. If gentlemen would take the trouble to read these reports, he thought that they would come to the conclusion that the pictures of suffering which had been presented was overdrawn.

The President said that he was well aware that the Association spoken of was doing great good, and that it was probably better adapted to the distribution of charity than any other in the City. The only objection which could be brought, properly, was that this meeting was confined in its objects to this ward, while their operations were extended throughout the City.

Mr. DUCKMAN said that he agreed with what his friend, Mr. COLLINS, had said in reference to the Poor Association, but there was a class of their fellow-citizens who, in consequence of not being able to get employment, were continuing of the means of support. They had too much self-respect to consider themselves poor and to depend upon public charity, and it was an object worthy of that meeting and of those who had at abundance of this world's goods to help such people. They could not consent for the sake of their children, and he honored their scruples on this point—to be considered as public beggars. They would almost starve before they would consent to be viewed in that light. They did not ask for alms, they asked for work, and while they could not obtain employment, should they permit them to starve. He would like to relate an incident that took place yesterday. During the day a lady called at his office and asked him if he knew a certain gentleman. He answered that he did. She told him that that man was in extreme want. That man, Mr. DUCKMAN continued, he knew to be a very upright, able man. He had held an office under the City Government for years. He went to see him. He found his state of poverty, with a large family and without work, without money and without food. Since the father had been sick, the wife and daughters had supported the family by taking in sewing as long as they could get employment, but now they could get nothing to do.

Mr. VAN SCHAICK thought that if they were going to visit every house in the Ward, it was quite necessary that they should organize a Society. He was very well persuaded that the Fifteenth Ward would be quite ready to do their part. He was not sure whether it was best that they should commence by appointing a Standing Committee, or act simply as collectors for this existing Society, of which he understood Mr. COLLINS was a member. If they could have two or three gentlemen who could afford the time to attend to the business of such a Society themselves—a Committee that could be in daily attendance at some specified office, then they might reach that class of persons who do not wish to be considered as soliciting charity. He honored the feeling under which they were compelled too often to suffer severely. But he very greatly feared that an effective organization of that kind could hardly be formed on the present occasion. He would, however, cooperate to the utmost extent of his power.

Dr. WEBBER suggested that they restrict it to a sort of voluntary organization, as a Vigilance Committee.

The President said that it seemed quite necessary to have some Committee to carry out the objects for which they had met together. He considered, too, that the Fifteenth Ward had a duty beyond its limits, and that if proper exertions were made more money would be raised than the necessities of the ward would require. He would like to have some central station in the ward opened where it was known that relief might be found.

Mr. DUCKMAN supported the visiting plan. Soup houses were very well in their place, but there was a class of citizens who would feel degraded in applying to any public place. The gentleman expressed his appreciation of the delicacy with which the Bell was wooded; he hoped that all their proceedings would be marked by the same care not to wound the feelings of those whom they would relieve.

Mr. COLLINS moved the appointment of an Executive Committee.

Dr. BEARDS said that would be carrying out his idea. He hoped gentlemen would volunteer to serve on that Committee.

A Committee was then appointed with full power to collect and disburse monies at their discretion, consisting of the following persons:

Dr. Beards, Mr. Van Schaick, Mr. Shepherd Knapp, Mr. Thos. Suffern, Mr. Wm. Cheney, Mr. J. G. Flowers, Mr. R. Livingston Kipp, Dr. J. G. Adams, Mr. Joseph B. Collins, Dr. Wm. Webber, Mr. Enos Smith, Mr. E. W. Dykeman, Mr. James B. Underhill, Mr. Isaac W. Stagg.

Mr. LEONARD W. KIPP was appointed Treasurer.

The Secretary stated that there was a room in that building which the Committee were at liberty to make use of for their meetings.

A subscription list was opened and several gentlemen subscribed $100 each.

Eighteenth Ward.

A meeting of citizens of the Twentieth Ward was held in MILLMAN'S Long Room, corner of Twenty-sixth-street and Seventh-avenue, last evening, for the purpose of devising means to ameliorate the condition of the poor of the Ward. ROUTH M. FOWLER was appointed Chairman, and J. F. WILLIAMS, Secretary. Addresses were made by Messrs. STEWART, MARSHE, LESLIE, City Surveyor, and others.

The speakers agreed in the opinion that the Common Council should, without delay, take steps to have the City works commenced upon, and thus give relief to many of the thousands now out of employ. The meeting resolved itself into an "Association for the Relief of the Poor of the Twentieth Ward," and appointed an Executive Committee of twenty-seven, with power to add to their number, to solicit and receive donations and distribute the same, as they may deem most advisable, to the destitute and needy. The Committee is chosen from among the most respectable and influential gentlemen of the Ward. This Committee were recommended to establish immediately Soup houses in different parts of the Ward.

The following preamble and resolutions were also adopted:

Thus, Whereas, in order to afford assistance to those who are now destitute of employment, and, with their families, suffering in consequence.

Resolved, That the different Wards be requested to send a delegate to meet at the office of Mr. WILLIAMS, 402 Eighth-avenue, on Thursday, January 4, 1855, at 8 o'clock P. M., for the purpose of recommending such works as may have been commenced by them, and also the employment throughout the City of such laborers as may be destitute, and in the commencement and completion of such works as may be prospectively necessary and expedient, such as the opening and laying out of streets, the removal of rocks and filling up of sunken lots; and also to recommend to the General Government the resumption of those works which may have been temporarily stopped by their order, and the reinstatement of those operatives whom they may have recently discharged.

The meeting then adjourned, to meet again in Continental Hall, corner of Thirty-fourth-street and Eighth-avenue, on Friday evening next.

In Jersey City.

The Ladies of Jersey City who met at the rooms of the Young Men's Christian Association, on Wednesday afternoon, to take steps towards providing clothing for the destitute, have formed a Sewing Society.

Humbugging by Tenants.

To the Editor of the New-York Daily Times.

SIR: I have been living in different Wards of this City for over the past five years, and during this time as the occupant of rooms in what are commonly called Tenant-houses, and it never has been my good fortune to either see, or know, or be the immediate tenant of the owner of the "reality."

I know by experience that it is very difficult for the working man of limited means to become "Immediate Tenant," as the proprietor of the tenant-premises never (at least I have found it so) troubles himself about the lower tenants, his distressed or impecunious.

The house-shark (whose name is legion in this great City,) makes certain by-ways of his own of becoming the "middleman," or immediate tenant.

This chip-of-a-house-shark sublets to the poor man at an enormous increase on the amount payable by himself, and makes sure of his having to get his pack rent monthly in advance, and in case of default, proceeds, by a three days' notice and law, to eject his unhappy debtor by putting him into the street, notwithstanding the inclemency of the Winter, the burning Summer, or the heart-rending agonies of wife and helpless children.

In New-Orleans, La., such rent is seldom required in advance—probably never after first month of tenancy—and in case of default a month's notice is required preparatory to legal proceedings before the proper tribunal for ejectment decree. If such a humane law prevailed here instead of a three-day one, it would certainly prove of incalculable benefit to the lower tenant, and operate wholesomely against house-sharking monopoly, as well as house-sharks.

Then our reality owners, or owners in fee, would let their tenant-houses themselves, or by means of an honorable agent at a fair rent, and the already too oppressed occupant would be no longer tyrannized over or be chargeable with an opprobrious rent.

P. M. C.

The Poor Who Serve Longest Thus Suffer Most.

To the Editor of the New-York Daily Times:

Among the unfortunate who in other hard times, and in our country, have had other means for employment and relief granted upon the occasion of a public war, are thousands in the world for liberality to offer place, than for a small salary, of the same there is poor pay, no special compensation. They are now very from 45 to 55 years. Most of them—almost all of them—have been accustomed from thirty to fifty years past, prudent, industrious, and accumulative of the property of others, subscribers to the general wealth by their own money, and all of them have a dependence for support in the close of life.

Numbers of them are without work, some without the power to work; all as poor with age and left that they find it almost impossible to meet their growth against the competition of the young and active; and shall they not be considered as a class into this?

A benefit has been set for Actors (whom God, the celebration of the Battle of New-Orleans, the protection of which will be devoted to the relief of the aged and indigent, and the burial of the dead members of the *Veteran Corps of the War of 1812*.

The tickets, at $2, are to be had at the office of the Military and Naval Argus, No. 347 Broadway; of Gen. HALL & Son, Park-place and Broadway; at Dom, wharves, No. 402 Broadway, where there is expected that the occasion, and who has the sole direction of the Ball, and at the principal Hotels.

Will not the patriotic and generous youth of this City who seek for pleasure in the name of the Jacks, give one night to the protection of the old veteran, and thus prevent a proposed benefit from being a useless injury?

OBSERVER.

NEW-YORK CITY.

Alleged Fraud of $50,000.

Yesterday morning officer SWEENY arrived in the City by the Erie Railroad, having in custody THOMAS C. THOMPSON, whom he arrested in Ithaca, on a charge of defrauding the American Magnetic Sewing Machine Company out of the amount of $50,000. The charge is based upon the evidence of OSSIAN GREGORY, a member and stockholder of the Company. He states that the Company is legally chartered, and that in June, 1853, THOMPSON came to the office claiming to be owner of a patent for an important improvement upon the sewing-machine then in use. The letters patent were dated March 29, 1853, and Mr. THOMPSON described the improvement, for which he had a patent, as follows:

"The use of a cap without a spindle or spindle in combination with a shuttle or its equivalent, when the thread from the inside of the cap by which means the shuttle and the cap is kept in a vertical, so that thread is drawn or paid out from the shuttle."

After several interviews, the Company negotiated with THOMPSON for the purchase of the right for the cap, and in payment for the same made over to him $50,000 worth of the stock of the Company, which they held at par value. The transfer of the stock being completed, Mr. THOMPSON sold $1,000 worth of the stock to Colonel GREGORY, for cash. Several months elapsed, when Col. GREGORY ascertained that no patent for the cap was ever granted to THOMPSON, but to SAMUEL B. PARKER assignee for WM. H. AKINS. THOMPSON was held to bail in $5,000 to appear on the 9th of January for examination.

Fourth Ward Girls' Industrial School.

The girls of the Fourth Ward Industrial School, No. 22 Oliver-street, had a delightful day yesterday. It was their holiday for the holidays. Various entertainments and other exercises were gone through with at 11 o'clock, in the school room, before a large number of lady patrons and friends of the institution. They expressed themselves much gratified. A brief address followed by Rev. THOS. L. OUYEN; after which the girls were treated to a table loaded with turkeys, chickens and other choice edibles. They evidently relished heartily the dishes before them. The exercises closed with a general congratulation by Rev. E. J. GERRY, the superintendent of a large number of holiday gifts, contributed by different friends and patrons especially for the occasion. A dozen for each was among the gifts. We have never seen a more cheerful lot of smiling faces than those children presented, as in turn they received their respective awards.

There are at present connected with the School three salaried teachers, besides between thirty and forty young ladies, who contribute gratuitously their services. They have a Sabbath School also. The physical and moral improvement evinced in the girls since the first opening of the School, shows the amount of good effected.

Another Gateway!

Capt. ELLIS, of the schooner Emily Alvey, from Tampico, reports that the schooner Mary Catherine, a regular trader between Tampico and New-Orleans, had sailed, and would be overdue on the Bar on Nov. 21. A boat from Tampico, with some of the Government officers, boarded the schooner, and took from the captain all his letters for New-Orleans, and put a fine of one dollar upon the very letter he had on board.

Fire at the Deaf and Dumb Asylum.

About 2 o'clock yesterday morning a fire broke out in the gas house connected with the Deaf and Dumb Asylum. It was caused by a quantity of resin being left too near a flue. The flames were extinguished and the damage did not exceed $150.

☞ The congregation of the Canal-street Presbyterian Church, owner of Greene-street, have engaged Rev. W. B. HAZELTON, late Professor in Madison College, for their supply for one year.

(Advertisement.)

NEW-YEAR'S CALLS.—FOWLERS AND WELLS, Phrenologists and Publishers, will be happy to meet their friends and the public with open doors at their rooms, No. 308 Broadway, where they will provide a MENTAL repast, such as may not be found elsewhere.

Choice and useful Books for presentation to Men, Women, Girls and Boys. Those who may desire it, can then and there obtain Charts, with full written Examinations of Character, with Directions for Self-Improvement, Choice of Occupation, &c., &c.

Open, day and evening, at No. 308 Broadway.

(Advertisement.)

☞ The attention of the Ladies is especially directed to the Sale of HARLEY'S stock of rich furs, at the Auction Rooms of JOHN HEDNAN, in Hudson, Saturday, (tomorrow,) at 10 A. M., and in the evening.

(Advertisement.)

☞ Snow or sun, rain or clouds, cold or warm, no matter what the weather, Root is always ready to make superb Daguerreotypes, Ambrotypes and Photographs, at his Gallery, No. 363 Broadway.

(Advertisement.)

FURNISHING GOODS.—Men's and Boys' furnishing goods, of every description, we are now selling at very reduced prices. P. L. ROBERT & CO., Nos. 321, 323 and 325 Broadway, corner of Canal.

(Advertisement.)

PHRENOLOGY.—Written descriptions of character day and evening. Rooms free to strangers. Works on Phrenology, Physiology, Hydropathy and Phonography, by FOWLERS and WELLS, No. 308 Broadway.

DESTRUCTIVE FIRE.—On Monday night our city was visited by the most destructive fire which has occurred since the burning of the Crystal Palace, on the 5th of January last. The fire took out in the third story of the sumptuous warehouse and wood store of J. B. Beaumont, Nos. 29 and 31 Maiden-lane. The three upper stories were completely destroyed by fire and the lower story soaked with water. No. 27 Maiden-lane was occupied by L. C. Gilman, stationer; and the interior was entirely gutted, as were the upper stories of the same building. The stock in trade of Mr. Gilman was insured for $3,000 at one of the offices for which J. W. Hunter is agent. No. 29 Maiden-lane, over Mr. Gilman's shop, was the office of Dr. C. S. St. Pierre, dentist, who lost the entire contents of his office. The fire was communicated to the adjoining building, No. 25 Maiden-lane, which was occupied as a wood store by J. E. Rousseau, E. Rogers, proprietor of the Canary of Paris, who lost the entire contents of his store, which was insured for $1,000. Mr. J. C. Jenney lost $600 worth of furniture, which was insured in the office of the Phoenix Insurance Company. The upper floors of the building, which were occupied by Mr. Rousseau, E. Rogers, proprietor of the Canary of Paris, were damaged by fire and water. The loss on the building was insured for $3,000. No insurance. Nos. 23 and 25, and the whole upper part of the building, were

DICK TINTO ON HIS TRAVELS.

Dick off Genoa—Along the Mediterranean—Italian Peasantry—How the Bishops Spend their Leisure—A Bit of a Discussion on Theological Matters—A Storm—Wintry Welcome to Italy.

Special Correspondence of the N. Y. Daily Times.

GENOA, Thursday, Nov. 16, 1854.

The next morning, at 9 o'clock, we took the omnibus, which the host was considerate enough to have prepared for us, and started for the scene of our entertainment. The evidence that we had changed our latitude considerably, were abundant. The buildings of Marseilles had already struck me as not French—at least, not Parisian. They are, in fact, more Italian, and more like our own architectures in modern New-York. The signs of the shops were plentifully sprinkled with Italian names, and such establishments as appealed to sailors for support, spoke in the four maritime languages. A jargon, direct from Babel, saluted our ears from the crowds along the wharfs. Among the shipping we saw for the first time the rigging with lateen sails, associated in the minds of all with the Mediterranean.

The whole street, the Canebiere, was alive with people, men and women, mostly sailors, and the amphibious fry that holds intercourse with them. An elbow formed by the street, and catching and retaining the sun, is called King René's fireplace, from the fact that that ancient monarch having no fires in his Palace, used to come here to get warm. Taken in one view, the groups were highly picturesque, on account of the brilliant red caps of the men and the flaring handkerchiefs of the women, and the generally dashing colors blent with the costumes of both sexes. There was also a touch of slouching ease and fullness in the upper and nether garments, very effective if put upon canvas, in thick daubs of color, and therefore so common in comic pictures of the Dutch school. Yet closely and individually scanned, nothing could be more squalid than this mass of human beings. Eminently ugly, in countenance and form, their expression was coarse, while their persons and dress were to the last degree filthy. There was one redeeming point, however: they seemed cheerful, and gabbled like geese, evidently being either above or below the consciousness of degradation. Such at least was the character of the mass; yet here and there, standing aloof or crouching in some corner, there were haggard men and decrepid women, and attenuated children—their shoulders up to their ears, evidently too much trodden down and heart crushed by disease or famine, or shame, or some other sorrow, to catch even a ray of the mirth and merriment which shone around them. This repulsive street is the pride and glory of all Marseillese, and many of them, after visiting Paris, have said of it that "it is a small Marseilles, without the *Canebiere*!"

At length we reached the steamer, which, we had learned the evening before, was to be the *Bosphorus*, instead of the one advertised, a vile new, large and commodious vessel, the *Capitole*. The *Bosphorus* was a small, low, black, uninviting tub, with a decided ferry-boat physiognomy. The time fixed was 10, but the Government or the Post-Office kept us waiting an hour for the mails. At 11½ o'clock we slid out of the dock, and were soon at the mouth of the harbor. The site, then of Marseilles is that of a plain, five or six miles across, faced by the sea to the south-west, and backed by a circling ridge of rocky cliffs. It is like an amphitheatre, the city occupying the pit, and the Mediterranean being the spectacle. At this season, the country around has an early, arid aspect. The little villages scattered about, with their tiled roofs, look like what they are, mounds of chill stone and mortar. As human abodes, they are to the last degree repulsive. The cliffs are utterly destitute of vegetation, and are scraped to the very bone by the waste of ages. To an American, accustomed to see mountains dressed in rich forest verdure, this poverty of the mountain landscape is repellant and wearisome. It is complete nakedness, and the fig leaves of fancy cannot make it comely.

Leaving a long line of rocky reefs, stretching out like lobster's claws, to the left, and passing several barren islands to the right,—sticking up and bristling out of the sea like a hog's back,—upon one of which is the Chateau d'If, the dished scene of the imprisonment and escape of Monte Cristo, we launched at once into the Mediterranean. The first sight of this famous sea, must always be an era in the life of an American. To an Italian, to a Greek, to an Algerian, to a Sicilian—all accustomed to saddle in it from childhood,—it is no doubt a very vulgar sheet of water. It is the penalty these people pay for being born and bred in the midst of the world's wonders, that they are to them familiar and unsuggestive scenes. It is the privilege of those only who have seen them, from infancy to maturer years, through imagination and in all the enchantment that distance lends, fully to enjoy the emotions created by their real presence.

And was this was the Mediterranean? I did not seek to deceive myself; I did not conjure up unreal beauties to adorn it. Its surface was slightly ruffled; the sky was thinly draped with clouds. The vessel plodded on steadily. To the right, the land was lost to the view. To the left, the mountains hung along the shore, and marked their serrated outlines against the sky. There was yet no Italian purple velvet, either over the land or the water. The former was brown, the latter green,—both of very ordinary tints. It might have been any other land or any other sea, for any peculiar beauties I could discover. Indeed, the season was November, the day rather dim and grisly, and the sea decidedly commonplace.

Yet it was the Mediterranean—that water on which navigation had its birth and commerce its first development; it was the sea of Homer and the maritime world of the Greeks. It was along its borders that Tyre and Sidon, and Carthage, and Rome, and Athens had arisen, flourished and decayed. It was the sea of the Bible and of mythology. It washes alike the feet of Mount Olympus and Mount Ararat; Ulysses and Neptune, Jonah and St. Paul are woven into its memories. Half the world's history is written upon its waters, and its borders. The home of art, it gave its depths and beach along its shores. If Time writes no visible upon the waters of Ocean, it has still graven every cape and promontory, every cove and bay, every gulf and island of this famous sea, with its inefaceable records. Placed between three continents, and dividing them one from the other, it was fitted to become the cradle of humanity in its infancy, as well as its battle ground in after years. Fanned by zephyrs, and washed by gentle waves, it is now, little better than a tomb, of the great dead and the little living. The Sahara, against

ting cross-legged in the midst of his harem over the ashes of CONSTANTINE the Great, counting his beads amid the ruins of the Cæsars, and the Bey of Tunis smoking opium and inflicting the bastinado in view of the wrecks of Carthage, are happy illustrations of the Past and Present in this great Central Point of the World. Surely it is good to be here; it is suggestive and instructive, especially to an American, to traverse this sea, so full of history, so leading us up to the fountains of knowledge, so enforcing every moral lesson by example. It is indeed good to be here—though I think it will be better to get back again.

But I am not about to preach a sermon—I only venture to name a text. Remember, we are steaming along in full view of the land on the left piled up with mountains at a little distance from the shore. There, hidden and land-locked, is Toulon, the chief naval port of France. The battlements of its fortifications are just visible to the naked eye, and lower and tower formidably and malignantly through the telescope. Behind the rocks, within that sheltered harbor, there is many a blazing forge and ringing anvil, laboring to fit the fleet for the struggle with Russia,—a struggle which LOUIS NAPOLEON provoked, but which he may not have the power to finish.

But let us lay aside the telescope and repose the eye upon the deck of our steamer. What a congregation of races—what a compound of characters. Parthians and Medes and Elamites, and the dwellers in Mesopotamia and in Judea, and Cappadocia and Pontus, and Asia. Here, in one black group, are a crowd of Bishops and Priests, wending their way to Rome, at the bidding *of* the Pope, to the great modern Pentecost. In the early days of Christianity St. Peter, the *real* Peter, preached Christ crucified, as may be seen somewhere near the 2d chapter of Acts; his successor of Rome now calls the Christian world together to discuss the fair fame of the Virgin. May not this be taken as a pretty good illustration of the progress of Christianity in this Italian latitude and longitude? But however that may be, we hear nothing of the great question from these Bishops. They are in fact a set of gentlemanly looking men, and mingle easily and cheerfully in conversation. Among them are Dagger JOHN HUGHES of New-York, and Dagger BILL WALSH of Halifax; there is the amiable Bishop TIMON of Buffalo, the dark, towering Bishop of Mayence; and finally, the fat, smiling, complacent Cardinal of Besançon. In conversation together they my-lord and monseigneur each other bravely.

Among the secular passengers, I note Mr. GREGORY WORTABEN, the Syrian traveler, who seems to make himself very acceptable to a family group, by telling them of Syria and the Syrians. Seated on the floor is a Frenchman pursuing his national avocation of making love, the object of his attentions being a young Roman girl, with two immense black eyes. Silent and lofty there are several Englishmen walking or seated by themselves. Some of these are bound for India, some for Malta, some for Constantinople. Among them is a British merchant and his family, returning to Egypt, where he has been settled for twenty years. He has with him a daughter, sixteen years old, born at Cairo, and who considers *herself* an *Egyptian*. I heard a sharp looking child ask her mother if she supposed the young lady's body was marked with hieroglyphics! I hardly smiled at the question, for I could not help scrutinizing the Cairienne with somewhat of the wonder due to a caryatid, and the curiosity naturally excited by a mummy.

On the forward deck the passengers present a still more diversified aspect; there are Franciscan friars, Piedmontese merchants, Roman picture dealers, and lots of dark, dirty, picturesque fellows, who might be brigands, or sailors, or pirates, or smugglers, or whatever else the imagination chooses to make them. Their languages are as various as their characters and costumes. I hear one rough customer, a shaggy, sun-burnt fellow, clad in a goat-skin coat, the hair outside, speaking to the group around him, in jargons of French and German, Greek and Italian, according to necessity, and apparently with the same ease in all. This region where we now are—for yonder to the left is the city of Nice—is the great thoroughfare between the Old and New World. Piedmont is the bridge of all nations, ebbing and flowing between the East and West. From Marseilles to Leghorn, along the sea-coast, the population consists of the mingled lees of this ever moving current. The blood of a dozen races and the idioms of a dozen languages blend in the population of every town and village. Every ship load of passengers from one point to another, testifies to this piebald aspect and character of the inhabitants of this region, and our company is no exception to the rule.

And so the day wore away. The sea was smooth, and the air mild. The passengers were in good spirits, and no accident happened to mar our cheerfulness, till suddenly the Roman girl was sea-sick in her lover's lap! No shadow of the coming event had been cast before; so the Frenchman had no time for preparation;—he led her to the railing, where she railed heartily. But if she felt better for it, several of the other ladies felt worse. Accordingly, some descended to the cabin, some fell prostrate upon the benches, and some were laid out tenderly and slendorly upon the deck.

The men, meanwhile, preserved their dignity. The Bishop of Mayence, it is true, grew pallid as an Inquisitor. Bishop WALSH got out his breviary, and made his underlip work so fast that the sharp child, whom I have already quoted, asked if he was saying Peter Piper or Theophilus Thistle; the Cardinal leaned over the bulwarks and said the prayer appointed for those who go down to the sea in ships. One of the Englishmen seemed insulted, and looked G—d d—n. The Capuchin put on his capuchon. The brigands knit their brows and seemed prepared for the worst.

Nevertheless, it was but a passing shadow. At this moment the sky in the West opened, and showed us a ruddy star far away in the happy land of to-morrow. Our hearts were cheered. Dinner was announced. We descended to the cabin and dined merrily. Bishop WALSH, *being an Irishman*, told good stories in a good brogue, garnished by a set of white murphy-smashers, gleaming over a very protuberant, comic underlip. One of his stories was an account of a wretched drunken woman, who one day rollicked in upon Father MATHEW, and begged him to make her a teetotum! The Bishop was as ready for discussion as anecdote. He was in the midst of theological argument, and had just said by way of question, "Ecce homo!" when a boiled egg he had ordered was handed to him. He added readily, "Ecce ovo!"

Bishop HUGHES took a share in the conversation, very much like a man of the world. There is a rather bitter and sneering expression about his mouth, at rest, which, however, wholly disappears when he speaks. He said little, but what he did say denoted a man not accustomed to waste his words. The several Bishops being asked by a young lady for their autographs, readily consented. All placed the cross before their names;—from this custom, common to Catholic Bishops, I believe, comes Bishop Hughes' American soubriquet of Dagger JOHN. The Cardinal signed Cesarius,—probably because his name is MATHIEU. He added to his autograph a letter to the young lady, written in a beautiful hand, and containing a hope for her conversion, but neatly concealed under a compliment. He evidently knows the human heart, and the legitimate means of influencing it. His face looked to me, as he came on board, fat, blunted and beefy; when I parted with him, it seemed to me full of kindness, cheerfulness and refinement.

The autographs over, we had a tilt of discussion. A person whose name I did not learn encountered one of the Bishops, and something like the following dialogue ensued:

Stranger—I concur in your sentiment, though I do like the way you get to it. However, I suppose that in religion as in life, there are many ways to the wood. Christ says, "In my father's house there are many mansions." So, no doubt, there will be a place for all good people.

Bishop—Nay, this is heretical. Christ says, "My father's house is one." This idea of a divided house comes of your Protestant doctrine of liberty of thought—every man forming his religious opinions, and thus every man becoming his own pope.

Stranger—The Protestant needs no Pope; he appeals directly to God. The Bible, and not the priest, is his bridge between Heaven and earth. After all, I do not doubt that the Catholic religion leads men to Heaven, though I think it a crooked and dangerous road. We Protestants have one advantage over Popery; ours is a large Church—a *Catholic* Church—the Church universal; it even takes in you Catholics as well as other sects.

Bishop—The inaccuracy of your language tallies well with the absurdity of your ideas. *Sect* means *cut off*. We, the Roman Catholics, are *the* Church, the true body: you, the Protestants, are the sects, the cut-offs. It is charitable, no doubt, for some fifty millions, who have no claim to communion with the Church, to offer sanctuary to two hundred millions who exclusively constitute the Church itself.

Stranger—I claim no merit of charity, for I simply assert a fact, that our Church is bigger than yours. Yours contains only two hundred millions; ours contains, at least, twice as many. It takes in, first, the Roman Catholics; then the Greek Catholics; then the Protestants, and then a goodly number of the heathens, redeemed out of all lands through the blood of Christ.

Bishop—But what do you make of the declaration of our Lord—that they alone who believe and are baptised, shall be saved!

Stranger—I make this of it,—that if you give it a rigid, literal interpretation, why Abraham and Isaac, Jacob and David, and Isaiah, with nine hundred and ninety-nine thousandths of mankind, from Adam down to his unbaptised great grand-children in Ashantee and the Fejee Islands, are all hopelessly damned.

Bishop—You speak irreverently.

Stranger—No; it is I who give plain language to your ideas. The irreverence is yours, if there be any. I desire to speak seriously, though pointedly.

Bishop—I see there is little hope of making a convert of you. There are many persons so radically ignorant of the Catholic religion, that it is a waste of words to talk to them. God only can change the heart.

Stranger—It is amusing to see ourselves in the mirror of other minds. To you, I seem hopelessly ignorant. You seem to me learnedly mad. I think we can afford to part even.

Bishop—Yes, and in good humor.

Stranger—Certainly; and in hope and charity!

Bishop—Nothing is too great for the power of God.

Stranger—Except prejudice; and even this is sometimes overcome by the progress of truth. Let me tell you a story! Once upon a time, when the world was thought to be a flat surface, all the priests and philosophers got into two ships to discover the Happy Isle. But alas! they were divided into two opinions, one party maintaining that the Happy Isle lay to the East, and the other insisting that it lay to the West. At last they separated,—one body, calling itself the True Church, sailing East, and the other body, *protesting* against such a course, sailing West. At parting, they fired at each other mutual broadsides, designed to sink body and soul into perdition. In the course of time the True Church came to a beautiful island, but great was their astonishment to find that the Protestants had got there first. They were somewhat vexed to see that they should not have it all to themselves, but this feeling soon yielded to the suggestions of charity and good-fellowship. This illustrates my opinion in religion. In a dark age, when the world is flat, an exclusive Church may seem to be a reasonable thing. But in an enlightened age, when the world is ascertained to be round, different modes of reasoning and different forms of worship may still lead the heart to acknowledge God in sincerity and truth.

By this time it was late in the evening. The calm of the afternoon had given place to a rough, cold wind, direct from the land. The passengers were creeping to their berths. Ominous sounds of sea-sickness mingled with the creakings of the ribs of the boat, and with the loud thumpings on deck. A long, weary night succeeded. The ship lurched and leaped like a drunken man. Those of us who had wished to experience the peculiar short jerking waves of the Mediterranean, were amply satisfied. Crockery was smashed; trunks hobnobbed hither and thither, like nightmares, across the cabin. The Bishop of Mayence in his agony, for it was his first trip, yearned as if he would burst off the deck. Poor man, he had no berth, and was obliged to toss about on the floor. Sad and ghastly, and never to be described, were the scenes in the gentlemen's cabin, and by all accounts, those in the ladies' cabin were worse. Oh, Italy, what agonies must thou not cost the pilgrims to thy shrines!

I was thankful when at last it was dawn. I dressed myself unsteadily and picked my way among the dead men on the floor. I mounted on deck. The sun was up and was shining brightly upon snow-crested mountains. The air was chill as our December. The vessel had cast anchor in the roadstead. Before us, circling in its amphitheatre of hills, was Genoa,—*Genova la superba*. But what a Wintry welcome was this to Italy!

DICK TINTO.

☞ The PULASKI Monument of Savannah has been completed. The Savannah Republican characterises it as one of the most chaste and beautiful structures of the kind it has ever seen. It is sixty feet high, and of the finest Italian marble.

LITERARY.

Harper's Magazine for January.

A tempting programme for the coming Year is announced in this number, giving promise of a couple of volumes, to which no approach is likely to be made in our magazine literature. Arrangements have been completed for a series of biographies of distinguished Americans, including the principal heroes of our two wars with Great Britain,—illustrations of American scenery, life, and manners, for which the services of some of our most accomplished authors and artists have been engaged,—papers on the agricultural products of the United States,—narratives of governmental expeditions,—voyages, travels, and sketches, in various parts of the world,—social, political, and religious sketches in Europe,—the Holy Land and the adjacent countries,—illustrations of natural history,—Consular experiences abroad,—memoirs of the reigning dynasties of Europe,—in addition to the usual variety of articles on the current topics of the day, which have heretofore given such a lively interest to the pages of the magazine. The number for January is a gratifying earnest of the performances of the coming months. Apart from its liberal and magnificent pictorial embellishments, which in themselves are beautiful and instructive studies, the literary matter is of the very highest order, comprising a mass of information, discussion, criticism, narrative, pleasantries, which are combined in no other periodical of the day. *Harper* is now substantially an original work, extending a wide patronage to our native authors and artists. No one can complain that it fails to apply its immense resources to the encouragement of American genius, as well as to the enlightenment of the American people. It is emphatically an American institution and are not reluctant to predict that it will soon be at the head of monthly literature.

The first number of the *Geographical and Commercial Gazette* has made its appearance. It is printed on a large sheet of 8 pages,—with four columns to the page. It is to appear monthly, and if the first number may be taken as a token, will prove a valuable addition to our best sort of periodical literature. It is devoted to physical, commercial and political geography. Articles appear in this number on such topics as the "Recent Search for a Northwest Passage," "Sitka," "The Paraguay Expedition," "The Mountain System of our State," "DeWitt Clinton as a Naturalist and a Man of Science," "The Central Northern Pacific Railroad Route," "Notice of Dr. Kane," &c. The most valuable part of the number, however, is a chart illustrating the first article—that on the Arctic search. This is a most welcome publication. The interest just now felt in the fate of Dr. KANE, and the recent tidings of the parties that have returned from searching for FRANKLIN, make the whole ground one of peculiar interest. On this chart are marked out the courses of the *Investigator's*, *Resolute's*, *Intrepid's* and *Phœnix's* Companies. In an enlarged map of Wellington Channel, due credit is given to De HAVEN for his discoveries of Mount Franklin and Grinnell Land—discoveries which England is strangely loth to admit,—upon her most recent maps even persisting in giving the name of "Albert Land" to our "Grinnell Land." The *Gazette* is published by Mr. DISTURNELL at $2 a year.

The Prison of Weltevreden, and a Glance at the East Indian Archipelago, is the title of a work by Mr. WALTER M. GIBSON, which is to appear in March next. The books treat of the early influences which led the author to visit the East; his cruise in his vessel the *Flirt*; his advent in Sumatra; and his arrest and imprisonment by the Dutch. The book will contain about five hundred pages, octavo, and will be embellished by several engravings, portraits of the Sumatran chief, PANYOMBANG OMEIR, and of the Japanese heroine MARAZARA, and others. We understand that it is to be sold only by subscription at $2 the copy.

The eighth number of *Harper's Gazetteer of the World* has been published. It takes us from New-Mills, in Massachusetts, to Portedown Hill, in England. Two numbers more will take us through the alphabet, and out of the proper region of the fullest gazetteers. Each number has done its share towards redeeming the large promises of the publishers.

Mavry's Museum opens the New-Year with fine promise, and *Wadsworth's Youth's Cabinet* never deserved greater popularity than the January number will be sure to win for it. Either of these periodicals taken for a year, and bound into two volumes each, in cloth, would make capital presents for young folks.

Mr. RANDS has published a volume from the pen of Dr. SHERRILL on Homœopathic practice. Treating of cholera, the author claims that his treatment has cured in the ratio of 98 out of every 100 cases. This is a pretty liberal claim—if it is substantiated, great credit should be awarded the treatment.

Littell's Living Age for the first week of January is a number of 64 pages.

FROM ACAPULCO.

Arrival of the U. S. Frigate Susquehanna—Affairs on the Pacific.

ACAPULCO, MEXICO, Saturday, Dec. 8, 1854.

After coaling and undergoing some trifling repairs that were found necessary, besides shipping about half a crew to fill the vacancies occasioned by the discharge of many of her men whose terms of service had long since expired, the U. S. steam-frigate *Susquehanna* left San Francisco for this place. It was on the 25th of November, in the evening, that she steamed out of that harbor, and it would appear that her departure was a source of regret to many friends of her officers and of the Navy, but more particularly so to a few pettifogging attorneys who had persuaded some of the crew to commence suits for damages against her Captain and one of the officers of the ship for alleged illtreatment. This sort of thing bids fair to be carried to such an extent in San Francisco that, unless it soon ceases, the Navy Department will certainly not permit our national vessels to lay up or be paid off there. Commanders of clipper ships, and the steamers of various lines, have been much annoyed in this respect; but as they have lately managed in some way to enforce discipline and evade the "common law," these worthies have made a stalk at military discipline in hopes of reaping a harvest that shall make up for the recent double in the business appertaining to their peculiar vocation. It will probably surprise you somewhat to hear that a Justice of the Peace of the county of San Francisco, lately entertained jurisdiction in a case relating to an affray which occurred at the capital of the Sandwich Islands, and actually fined Captain BUCHANAN $120. "A perfect Daniel come to judgment" is he. "No part of Uncle contracts his powers!" nor would he, apparently, be satisfied with a "boundless continent," but only with the universe. It is but justice to the lawyers of standing and respectability of San Francisco to say, that they came forward on this occasion and offered their services gratuitously. It was only to avoid delay that no appeal was taken. Of course, such a state of affairs cannot be tolerated, and some action will have to be taken immediately to place matters of the kind in a proper course for correction. The general Government will have to see that the public duties are not interfered with, and it would be well for the Government of the State of California to overhaul their statutes.

For about a day and a half after leaving San Francisco, the *Susquehanna* had a fair wind; but after that the breezes became variable, and generally ahead when strongest, until the night of the 5th, when she struck a northerly wind. On the 6th ult., she passed the Island of Guadalupe; and the position, given it by her chronometers agrees precisely with that of Admiral DU PETIT THOUARS—the English chart generally in use being some twenty miles out of the way. The Island is very high, flat, appears to be covered with verdure from its base. There are some trees of remarkable height towards the summit of its highest peak.

On the 30th, she fell in with the French frigate *La Forte*, of the combined fleet of the Pacific, bearing the flag of the Admiral. The steamer saluted his flag, which was returned, and the Admiral's dispatches and some newspapers were sent him. Had the course of the ship been shaped for the Alijos Rocks on the previous day, she would have had an excellent opportunity for verifying their position as given by DU PETIT THOUARS, for the day was exceedingly clear, and she would have reached them about noon.

Cape St. Lucas, the southernmost point of the Peninsula of Lower California, was passed on the 1st inst., on the 3d, Cape Corrientes, on the coast of Mexico, boldly rose to view, and thence, skirting the shore along, the *Susquehanna* steamed to this port in two days, arriving on the 5th.

The northerly wind which sprung up on the night of the 2d, gradually hauled into the northeast trade, but lasted only a few hours. And the whole machinery of winds in this part of the Pacific appears to be out of order at present.

The troops of ALVAREZ are still in possession here, expecting soon to be besieged by land and blockaded by sea. SANTA ANNA is sending an army of two thousand seven hundred men and a squadron of three vessels to this point. The naval force will be composed of two war-steamers and an American clipper ship converted into a vessel of war. It is thought that a combined attack will be made, and the revolutionists driven out. Two nights ago, the Government forces had advanced as far as Providencia, the hacienda and head-quarters of ALVAREZ, which they took possession of. This is about fifty miles from here. ALVAREZ hastily had retired with a small force to the mountains whence he intends making occasional sorties in the *guerilla* style.

The *Golden Age* touched here yesterday on her way to San Francisco, and the *Senora*, by which I intend sending this, is hourly expected from that port. S.

THE CITIZEN AND MR. MITCHEL.

One Year's Experience in Editing.

To the Readers of the Citizen:

Various personal considerations, of which only one need be mentioned here—a rapid failure of eyesight—determined me, two months ago, to discontinue the Editorial supervision of the *Citizen* at the close of the first year.

This is the last number that shall issue under my Editorship; and henceforth my contributions to its columns (so long as I shall be able to contribute at all) shall be chiefly literary, and marked with my initials.

The *Citizen* will be carried on, in the same spirit, and the same general design in which it was commenced, under the conduct of my friend, JOHN MCCLENAHAN, formerly Editor of the Limerick *Reporter*, who is a Refugee like myself, and who has been a constant contributor to the *Citizen* from its first number.

Arrangements have been made for conducting it with increased energy, and furnishing it to the reader with increased punctuality.

The new arrangements will have several advantages which it is hoped may more than compensate to our *Cause* for the misfortune which obliges me to lighten my own labors, and from an editor to become a contributor. To those advantages I shall presently refer; but first, let me review the *Citizen* and its history in the past.

One year ago, when the prospectus and first number were issued, this journal was welcomed and hailed, with only too flattering kindness, by the whole American Press. To the principles and aims avowed by that prospectus I have strictly adhered. One paragraph was as follows:

"The conductors of the Citizen desire to awaken again the manliness, spirit and ambition of Ireland—to evoke and stimulate among Irishmen a noble zeal to aid and to partake in the great march of European Democracy. The sovereigns and aristocracies of Europe being banded together against the people, we intend to promote, as far as in us lies, a fraternal alliance of the peoples against the sovereigns and aristocracies.

"One powerful obstacle to such a fraternal alliance has hitherto been the hypocritical pretence to "liberal rule" made by the British Government. The conductors of the Citizen mean to devote their most earnest efforts to strip off that sanctimonious pretence, and to exhibit the English power in its true character, as not only the oppressor of Ireland, but the oppressor of England, and the ally of oppression all the world over."

I hope it will be admitted that I have used my best efforts to fulfill that pledge to the very letter—not perhaps with brilliant success so far as concerns the "awakening of Irish national spirit and ambition,"—neither can I presume to claim much credit for the thorough exposure of the "sanctimonious British pretence of liberalism," or for the very manifest change in the sentiments of Americans, and of all other republicans, towards that cruel and treacherous power, which has taken place within the year. The shuffling of her statesmen in the matter of this "Russo-Turkish" war;—the humble court paid by her government and press to the tyrant of France;—her fatal and disabling "alliance" with Turkey, which has been more disastrous to Turkey than all the Czar's hostility;—the revelation of her secret negotiations with the Czar, for dismembering and abolishing her ally, Turkey;—the false game played all Summer, for Russia and against Turkey;—the forbearance to attack Odessa, or to help the Turks on the Danube; the firm resolve not to raise up Poland or Hungary, their only efficient allies if they really meant to hurt the Czar;—and at last the cruel resolution, taken at the beginning of Winter (for the mere sake of keeping a ministry in their seats,) to send a devoted army of the bravest troops on earth upon a hopeless enterprise, which they who sent them *believed* to be hopeless;—the watchful care, all this time, to keep spies upon every action and motion of every republican refugee enjoying the "hospitality" of that generous power;—the insolent threats of chastising America, which now dare not allege report of victory over Russia [illegible] forth in good time;—all these [illegible] to all the world, together [illegible] sitions of the European [illegible] from time to time by M. Kossuth [illegible] to account for the growing [illegible] (not to the British people but) to the British Government, which it is truly grating to behold.

I have [illegible] understanding of the case of [illegible] to the best of my ability; and have been [illegible] in a most agreeable manner, by the [illegible] of the English press.

Another paragraph of the prospectus was in these words:

"[illegible] Americans, to be true and loyal Americans, always they will recommend an course of policy which would isolate the Irish or other European refugees from the common action of this great Republic. They will remember, and when all their power exists, carefully study, of these wise and just institutions, under which, here in America, they have found both a refuge from their enemies, and a school and examples of the grand destinies they may aim to achieve."

Hereby, also, I have sought assiduous to redeem my word. So far as this Journal has had any influence over Irish-born citizens of the United States, it has discountenanced the anomaly and absurdity known as "the Irish Vote," and has urged such a thorough amalgamation of naturalized with native citizens, that from their action as American citizens it might not be known who was native and who foreign-born. This, I am quite sure, is the only course consistent with the Constitution and with the duties which immigrants deliberately take upon them.

For the Institutions of America, I came here already in love with them. Unconditional loyalty to them seemed to me a pleasant duty; sedition or disaffection against them, an unnatural crime. I was well content with them, and found my naturalized fellow-countrymen here altogether of the same mind. In fulfilling this part of my Programme, therefore, I had small difficulty and less merit; but from the first number of the *Citizen* down to this day, not one syllable has ever appeared tending even so remotely to dissatisfaction with the laws under which we live.

In spite most of the hostility which the *Citizen* has provoked, on the part of Americans, has arisen from the vehement opposition it gave to discountenancing and sedition agitation—to the Abolition Lecturers cursing the Union and the Constitution of the country, and glorifying England, the mortal enemy of the country;—to the agitation of Order of Ne-Nothing, denying the title of Americans to naturalized citizens, insisting (contrary to the fact here) that native Americans shall rule America (that is, shall exercise the suffrage, for the suffrage is the only rule in this land,) and in the mean time stirring up a mob-spirit to make the country, so far as possible, uninhabitable to their naturalized fellow-citizens. I do not charge such evil designs upon all those who now attach themselves to the Native American party; but such is, plainly, the tendency and action of the movement so far as hitherto developed.

If I have provoked any hostility at all from Irish readers, it has been on account of the stand which I thought it necessary to make (in the interest of the same American Constitution and Law,) against certain ecclesiastical pretensions, I might call them Satanic, insanely put forward by the Catholic hierarchy and their Organs at the Press, importing nothing less than an assertion on the part of those reverend persons, of a divine right to abolish the free constitution of the United States, if, or as soon as, they are able, and thereupon to proceed with the pious consummation of heresy. In this case, the duty to be discharged was simple enough—merely to expose the impious pretension, to unravel the sophistical clerical verbiage which contained and partly concealed it—to relieve the Catholic laity from all responsibility on account of it—to show that all churches, and especially all hierarchies, have made themselves easily troublesome and offensive; and to exhibit the whole affair as a matter which in these United States deserves only to be laughed at.

On the whole I have for one year labored diligently; and with such ability as I possess or could command to aid me, in doing what I proposed to do. I knew that it was a hazardous experiment—to conduct a newspaper in America, not to ignore American parties,—to conduct a newspaper wholly addressed to Irish readers, yet to deliberately provoke the wrath of the Archbishop of New-York,—to conduct a newspaper in the North, yet to not *defend* but fully justify negro Slavery, and wish for a plantation in Alabama. Yet I had enough to believe that some such organ was absolutely required amongst my countrymen in New-York,—an organ of Irish patriotism which should defy the Pope—an exponent of Irish feeling which should try to break up "the Irish vote," and create a free and thoroughly American sentiment in Irish [illegible] above all a [illegible] [illegible] [illegible] [illegible] say that a very fair share of success has justified it.

It is true that along with a great deal of sincere good feeling, I have experienced a great deal of real, and much more factitious hostility. Probably I want prudence and "policy;" for on all sides I am credibly informed that I have made enemies. The "Alabama Plantation" swept off ten thousand readers at one blow. The Archbishop "Pile-Verities" with his pastoral crozier, drove away a few thousand more. Rev. Mr. BERGNE rushed upon me with his tomahawk at one side; some Catholic priests cursed me from their altars at the other. New a zealous Irish Catholic wrote me an abusive letter; and now a true-blue Irish Orangeman sent me a private intimation that he feared I would be assassinated. Yet the *Citizen* has survived. There has been proved to be enough of independent and honest feeling in the country to sustain such an organ as was needed. And I have some reason to believe that it may be still better sustained, and therefore more useful, when it is divested of that intense *personality* which, during my Editorship, has attached to every article, every paragraph, almost every advertisement in the paper. It was all "JOHN MITCHEL," and therefore liable to all the disfavor and hatred which pursued that individual. Not so much the intrinsic truth or justice of what was said, but whether it became this John Mitchel to say it, was the thing generally considered. I am well aware that some Southern readers, while they admitted the soundness of what was advanced in the *Citizen* about the Nebraska bill, added—"But what business had he to lay down the law about our Constitution?" Others who themselves wished for an Alabama plantation, yet found it to be very bad taste in me to express such a wish, seeing that I had myself refused to be a slave on England's plantation of Ireland (a most logical consideration.) If I took exception to anything, no matter how foolish, said by American Statesmen, people remarked perhaps that it was true enough—but what had he to do—he, a refugee, whom we shelter, here—not six months in the country—what had he to do with it? No-Nothing papers have generally been a greedy advertise for me as make criticisms on the illustrious "Order," and I recollect that when a paragraph once appeared in the news department of the *Citizen*, to the effect that the weather for the week then past had been "more inclement than usual at that season," a New-York journal exclaimed with indignation, "How can he tell that? Was he ever here at this season before—What intolerable presumption in this Mr. JOHN MITCHEL to come here, and begin at once not only to expound our Constitution but to lecture us upon our weather!"

Now it would be affectation to pretend that these things seriously affect me. In fact, like Sir Fretful Plagiary, I rather like them. I have not been much alarmed by the tomahawk of Mr. BERGNE, nor hurt by the crozier of Pile-Verities. My friends, the Orangemen, have threatened me often before; and for after-demonstrations, Lord bless you! I was well cumed seven years ago.

Yet now that I am obliged to resign the *Citizen* into other hands, I am the better reconciled to the change, as I hope that the journal, by losing this strong personal character, will have a chance of surmounting those prejudices which bore not against it so much as against me. Mr. MCCLENAHAN is a Citizen, fully naturalized; he has, therefore, an absolute right, as clear and simple a right as any other citizen, to deal with all public questions. He may speak against or in favor of any institution, man or measure, without presumption; can tell whether the weather is quite suitable to the season; and when the wind is southerly, will know a hawk from a handsaw.

I have to apologize to my readers for all this egotism. However distasteful to myself, the present occasion made it necessary; but it shall not occur again. For the next four years at least, I think out of sight and office myself content to have tugged that book, the *Citizen*, lately launched beneath the white waters of public opinion, and safely bear her amidst all the rocks and shoals of her first year's voyage—dashing her stem on, you may say, almost every one of them—but, [illegible] JOHN MITCHEL.

Extensive Emigration from the Ruhr.

From the Prussian Rhine Gazette, Dec. 22.

ELBERFELD, Sunday, Dec. 22.

Hon. WM. B. SCHLOSSMACHER, being in possession of a large body of valuable coal lands in the Schuylkill region, and having a heart always open to acts calculated to ameliorate the condition of those in want, determined to dedicate further a portion of his estate for the benefit of the destitute poor of New-York, Philadelphia, Baltimore, Lancaster, Carlisle, &c. &c. for the endowment of a Free College at Shamokin, and for the benefit of African colonization. The land to be devoted to this praiseworthy object is in two tracts, and embraces six hundred acres of the best anthracite in the State; the one tract, for the pose, is said to be capable of producing three hundred thousand tons per annum when properly developed, and the other tract for the endowment of the college and African colonization, will yield, it is estimated by competent judges, one hundred and fifty thousand tons. At a low rental this quantity will bring in a revenue of upward of one hundred thousand dollars yearly—which is more than 6 per cent. on a million and a half of dollars. One of these tracts has been leased, and will, the coming year, be put in operation. The day set apart for the consummation of the design of Judge HEINZELMAN was last Friday, the 22d of December. A number of persons were present from Philadelphia, Lancaster, Harrisburg, Pottsville, Sunbury, Danville, Northumberland, Tamaqua, and other places, to witness and participate, along with the people of Shamokin, in the interesting ceremonies. Our excellent Governor, WM. BIGLER, was one of the guests in attendance. It is proper here to say that the site for the college covers an area of thirty acres, on the highest point in the vicinity of Shamokin, affording views of the surrounding country of surpassing beauty and loveliness.

FREE SUFFRAGE.—A bill has passed the Senate of North Carolina to authorize persons who vote for members of the House of Commons also to vote for Senators, without the property qualification. According to this provision, any person who has been a resident of the State, and paid taxes, whether naturalized or not, would be allowed to vote.

DROWNED.—A brother of Hon. HENRY JOHNSON, late Governor of Louisiana, fell overboard from the steamer Magnolia, on the morning of the 6th inst., and was drowned. A reward of $100 is offered for the recovery of the body. The deceased resided in Williams County, Mississippi, where he was extensively engaged as a worthy planter.

NEW-YORK CITY.

Fashionables in High Life—Threats to Fire a Mansion—Arrest of Incendiary.

During the past few days the authorities have been placed in possession of information that has led to the arrest of a female, whose actions have occasioned trouble in the family of a wealthy gentleman residing in the Fifth-avenue. As near as we can trouble to gather the particulars, the accused recently lived in the family of Mr. DuPeyster, and owing to some reason, (not assigned by her employer,) she was dismissed. After being discharged, she proclaimed her determination to seek revenge. Subsequently, Mr. DuPeyster was compelled to go abroad on a business tour, and during his absence numerous anonymous letters of a very threatening character were forwarded to the house, under envelope, directed to "Mr. DuPeyster." They were duly opened by Mr. D's lady.

In one of these documents the writer declared that arrangements were in progress to fire the house.

Another letter plainly threatened the life of Mr. D., and stated that he was to be shot down in the street. Mrs. DuPeyster became alarmed, and fearing that the threats of some night be carried into effect, sought the advice of friends. Meanwhile Mr. DuPeyster returned home.

Officer Keyes succeeded in tracing the accused to her place of abode in the upper part of the City and arrested her. She was locked up.

Anniversary of the Delta Psi Society.

The Eighth Anniversary of the Delta Psi Society was celebrated by the Columbia College Chapter on Wednesday evening, in the Clinton Hall, in the presence of a large and brilliant assemblage. The various Chapters in connection with Collegiate institutions elsewhere throughout the Union were represented by delegates. The hall at its further extremity was decorated with floral emblems, and the columns were wreathed with evergreens.

An excellent band was in attendance, and performed at intervals during the evening.

Mr. Miller, one of the oldest officers of the Columbia College Chapter, introduced, amid applause, the orator of the evening, Hiram Ketchum, Jr.

Mr. Ketchum had for the subject of his address "Maritime Commerce."

Mr. C. Wilkins Littel read a poem on the "Levant," which was marked by harmonious versification, much felicitous diction, and a very fair modicum of "poetic fire." It lacked nothing to be successful but brevity and expressive reading.

The Book Sale To-day.

The sale of choice and handsomely bound English Works, postponed from last Friday, will be continued to-day at 4 o'clock P. M., at the Salesroom of Bangs & Brothers, No. 13 Park-row. We notice in the Catalogue some of the first works in English literature, in the best London Editions, and among them some old copies of early works that must make a book-collector's mouth water. A fine copy of Anderson's Works is also offered. Altogether, it is a rare opportunity for purchasers.

The Suspected Slaver.

The vessel *George H. Tuttle*, detained on the charge of having been employed as a slaver, was yesterday released to her owners by the U. S. Marshal on the proper stipulations being entered into, and bonds given to the amount of $5,000 to answer any damages that may be sustained in the prosecution of the suitors. Captain J. P. Hopkinson became the surety.

Suicide at New-Hamburg.

A person of the name of Smith, formerly residing at New-Hamburg, committed suicide by hanging himself at New-Hamburg on Wednesday. He was about seventy years of age. Poverty, it is supposed, forced him to the rash act.

☞ Miss Teresa Egmonde gives another reading from the Irish Poets at the Stuyvesant, this evening. Among the selections is "Emmett's Speech in the Dock."

COMMON COUNCIL PROCEEDINGS.

Board of Aldermen—Thursday, Dec. 28.

N. C. Ely, Esq., President, in the Chair.

DONATION TO "HOME FOR DISCHARGED FEMALE PRISONERS."

The Report of the Committee on Finance concurring to donate $1,000 to Women's Association and Home for Discharged Female Prisoners, was adopted.

THE FIRE DEPARTMENT.

Reports of the Committee on Fire Department were adopted, concurring with the other Board in the following: To have the house of Hose Company No. 21 repaired; to organize Abram T. Relay and associates as a Hose Company in the Twentieth Ward; to build a new engine for Engine Company No. 16, and for Company No. 21; and authorizing to organize Wm. Fanning and his associates as a Hose Company, to be located at Manhattanville; and to pay bill of John Jasper for rent of premises occupied by Engine Company No. 36.

THE FORT GANSEVOORT PROPERTY.

The report of the Special Committee on the Gansevoort property, non-concurring with the report from the Councilmen for its purchase by the Corporation, and referring it to the Counsel to the Corporation to inquire into the validity of the purchase of the property from the Corporation by the parties now offering to sell it, was tabled and made the special order for the next meeting of the Board.

THE PUBLIC MARKETS.

The Report of the Finance Committee, on the expediency of selling the public markets, was taken up for consideration. The Committee are of opinion that the best interests of the City would be promoted by leaving the whole system of markets to the enterprise and competition of private individuals, with no other restriction than those general laws and ordinances which the nature of the case would require. The granting of licenses to butchers and others, and the imposing of numerous restrictions upon the sale of articles in the markets, they think are of evil tendency, and ought to be repealed.

They recommend that the Commissioners of the Sinking Fund be instructed to sell or rent all the markets belonging to the Corporation, and the buildings of at least two markets of ample dimensions for the accommodation of producers from the country, or for any others who choose to occupy them, for the purpose of the purchase or sale of all manner of meats, vegetables or produce of any kind, with convenient stands for articles brought in by vessels, and also for wagons and other vehicles from the immediate vicinity of the City; that no permanent stand or space be let to any one, but that a reasonable and moderate charge be made, daily, to any one wishing to occupy them, and that the matter of buying and selling be left entirely free to the parties concerned, to purchase and sell, in any quantity, or at any price they please, unrestricted by any ordinance of the City Government.

For the reasons contained in the report the Committee recommend the following resolutions:

1. Resolved, That the Commissioners of the Sinking Fund be, and is hereby directed, on or before the 1st day of [illegible] next, to sell, rent or lease, as they shall think for the best interests of the Corporation, all the public markets now belonging to the city, at public sale, in conformity with the provisions of the City Charter.

2. Resolved, That it be referred to the Committee on Markets, to inquire and report where would be the best and most convenient situation for the two markets recommended in this report; and also the best mode of arrangement for the same, the best material for the buildings, and to report on anything connected therewith tending to carry out the views and principles of the above report.

3. Resolved, That the Commissioners of Ordinances be, and they are hereby instructed, so to revise the present ordinances of the Corporation, respecting the markets, the repeal of the license laws, &c., as shall bring them in conformity with the recommendations of the above report.

Alderman Wakeman moved to insert "May next" in blank in the first resolution. Carried.

Alderman Williamson moved to strike out "to sell" in the same. Carried.

Alderman Blunt moved to insert after "to lease" the words "for market purposes." Lost.

After a lengthy discussion the matter was postponed.

The Board then adjourned to this evening.

Board of Councilmen—Thursday, Dec. 28.

The President, Edwin F. Brown, Esq., in the Chair.

The minutes of the last meeting being read, before waiting for their approval,

Councilman Wisse begged leave to explain the cause of his absence at the last session. He said he was not "loafing," but engaged on a Relief Committee for the poor in his Ward. It had been stated to him that the matter of the extension of Albany-street would not be brought before the Board.

MESSAGE FROM THE BOARD OF ALDERMEN CONCURRED IN.

Of the Finance Committee in favor of paying William Heiting $301 for services as counsel in the matter of opening Canal, and widening Walker-street.

RESOLUTIONS FROM THE BOARD OF ALDERMEN CONCURRED IN.

That the opening of Park-place through the grounds of Columbia College to College-place take place forthwith under the direction of the Street Commissioner.

That the company recently organized to take the place of Engine Company No. 30, disbanded, be known and designated as Engine Company No. 51.

WIDENING CLIFF-STREET.

On motion the report on widening Cliff-street was taken from the table, and the following resolution adopted:

Resolved, That Cliff-street, between Beekman and Fulton-streets, be widened on the west-erly side thereof, commencing at Beekman-street, on a line with the opposite northwesterly side or line of Cliff-street from John to Beekman-street, and running or extending northerly, on a line with the front of the building known as No. 61 Cliff-street, where it will meet the present line of said Cliff-street; and that the counsel to the Corporation take the necessary legal measures to carry this resolution into effect.

THE BRICK CHURCH.

A motion for the third reading of the report and resolutions for the sale of the Brick Church was lost—Nays, 20; Ayes, 15.

CITY POOR—RESOLUTIONS LAID ON THE TABLE.

Of the Board of Aldermen, that City contracts for work to a large amount be proceeded with forthwith, thereby giving employment to thousands.

Of Councilmen Crawford, that $27,000 be appropriated to regulate Hamilton-square, Fourth and Lexington-avenues, and the streets below the grade adjacent, and that all City work under contract now stopped be proceeded with directly, thus furnishing labor and means to poor out of employ.

FIRE TELEGRAPH.

Report of the Committee of the Fire Department adverse to adopting the Boston Fire Telegraph in the City. Laid on the table.

REYNOLDS OPAL CONTRACT.

The Committee on Public Health reported in favor of concurrence in the resolution adopted by the Board of Aldermen, that the City Inspector take the necessary measures to enter into a new contract for a period of five years, for the performance of the services provided for in the late contract with William B. Reynolds, or such of them as may be deemed necessary; and that until specifications have been submitted as to the amount of services to be embraced in such new contract, that the City Inspector cause to be removed, day by day from the City, in the most economical manner practicable, all the offensive and other matter whose removal is provided for in such contract.

REPORTS OF THE COMMITTEE ON STREETS.

In favor of flagging Nineteenth-street between First and Second-avenues. Referred.

In favor of fencing northeast corner of Nineteenth-street and Second-avenue. Referred.

In favor of regrading and repairing Vestry-street between Washington and West-streets. Referred.

In favor of fencing lots between Thirty-seventh and Thirty-ninth-streets and Sixth and Eighth-avenues. Referred.

In favor of flagging Twenty-eighth-street between Ninth and Tenth-avenues. Referred.

In favor of filling well in front of No. 61 McDougal-street. Referred.

In favor of changing the name of Orange-street to Baxter-street. Adopted.

AN ORDINANCE TO AUTHORIZE THE ISSUE OF BONDS UPON CONTRACTS PAYING BY ASSESSMENTS IN PURSUANCE OF THE ACT OF THE LEGISLATURE, PASSED APRIL 16, 1852.

The following ordinance having been made a special order of the evening, was taken up and passed. Ayes, 32; Nays, 13:

The Mayor, Aldermen and Commonalty of the City of New-York, in Common Council convened, do ordain as follows:

Section 1. Whenever any contract shall be made hereafter, by any of the departments of the Corporation, the amount whereof is to be afterwards collected by assessments from the property benefited by the work to be done under said contract, it shall be the duty of the head of department making such contracts to cause to be inserted therein a clause that, as the work progresses, payments will be made to the contractor, by monthly instalments, of seventy *per cent* on the amount of work performed; and the head of department making such contracts, shall forthwith file a true copy thereof with the Comptroller.

Sec. 2. The amount due contractors, on all contracts now confirmed by the Common Council and on work now in progress under contracts, on account of regulating and paving streets, building sewers, and all other work ordered to be done by contract, by virtue of ordinances of the Common Council, shall be paid by the Comptroller, from the proceeds of assessment bonds, issued in accordance with the act of the Legislature, passed April 16, 1852; but no money shall be paid on account of said assessments or contracts, until a copy of the original contract has been filed with the Comptroller of the City, by the head of the department having such work in charge, with a certificate in writing, from the head of such department, stating the amount of work that has been completed, and the amount due the contractor for such work, according to the terms of the original contract, upon the amount thus certified and ascertained to be due to the contractor, the Comptroller shall pay *seventy per cent*, the remaining *thirty per cent*, to be reserved until the completion of the contract.

Sec. 3. For the purpose of providing for the payments contemplated under this ordinance, it shall be the order of the Comptroller, from time to time, to borrow such sums as may be necessary, (as provided in the act, entitled "An act to authorize the Mayor, Aldermen and Commonalty of the City of New-York, to issue assessment bonds," passed April 16, 1852,) upon bonds to be known as "assessment bonds," at a rate of interest not to exceed six per cent, per annum; and the bonds so issued, shall be paid from the collections made on the assessment lists, when ordered by the Common Council, and which are hereby specifically pledged for such purpose. And the contractors to whom payments shall have been made, in accordance with the provisions of the first and second sections of this ordinance, shall upon the final payment of the amount due upon their several contracts, be charged, on the rate of seven per cent. per annum, for all sums that may have been advanced to them, as provided in the foregoing sections of this ordinance; and it shall be the duty of the Comptroller to deduct from the amount due on each contract the interest money so charged.

Sec. 4. Whenever any payment shall become due upon any contract, according to the provisions thereof, or in accordance with any of the provisions of this ordinance, it shall be the duty of the head of department, having such work in charge, to furnish to the person or persons entitled to such payments, a certificate, in writing, signed by the head of such Department, specifying the contract upon which such payment is due, and the amount due upon each contract.

Sec. 5. It shall be the duty of the Comptroller on the presentation of such certificate being made to him, to pay the amount thereof, and endorse such payment upon the contract upon which such payment is made, but no payment shall be made upon such contract beyond the amount thereof; and the final payment thereon shall not be made until the head of department having such work in charge, shall furnish the Comptroller, who shall file the same in his office, a certificate signed by the head of such Department, that the work mentioned in such contract has been completed according to the terms of said contract, and to the satisfaction of the head of Department giving such certificate. The final payment upon any such contracts shall be at least 30 per cent on the amount thereof, and the certificate of such final payment shall not be given until the assessment for said work shall be confirmed by the Common Council.

Sec. 6. The Comptroller shall keep a record of all bonds so issued, specifying the particular work, on account of which the same may be issued, and all moneys collected on account of any work, for the expenses of which said bonds were issued, shall be faithfully applied as aforesaid; and all sums thus received by the Comptroller for interest from the contractors, beyond the amount paid as interest upon the assessment bonds contemplated by this ordinance, shall be paid into the Sinking Fund, pledged for the redemption of the City debt.

Sec. 7. This ordinance shall apply only to contracts of ten thousand dollars and over. Contracts involving an expenditure of less sums than ten thousand dollars may be paid by the Comptroller with assessment bonds issued in accordance with the State law of April 16, 1852, in the manner provided by this ordinance, only upon the confirmation of the assessment by the Common Council. And it is also hereby expressly provided that hereafter, when the Street Commissioner and Comptroller, or either of them, have reason to believe that the assessable property is insufficient to provide for the full payment by an assessment made in compliance with the laws of the State, and the ordinances of the Common Council, it shall be the duty of the Comptroller to have a certified copy of the valuation of the property desiring on the assessor or assessors authorized by the City ordinances, and if the sum required to complete the work is greater than the sum which can be assessed and collected from the property, the work shall not be put under contract, but all the facts, with the opinion of the Street Commissioner and the Comptroller, in relation to the matter, shall be reported to the Common Council, to the end that the payment of all assessment bonds issued under this ordinance, for the payment of contractors, may be amply provided for by the property benefited by the improvement.

Sec. 8. The ordinance entitled "An ordinance to authorize the issue of bonds upon contracts," passed Oct. 18, 1853, and all other ordinances inconsistent with this, be and the same are hereby repealed.

Sec. 9. This ordinance shall take effect immediately.

EXCISE LAWS.

The Board as a Committee of the Whole, passed an ordinance for the more effectual enforcement of the Excise Laws, prohibiting the sale of intoxicating liquors of every description, by any party, unless licensed, and to such parties prohibiting the sale on Sundays, except to lodgers, boarders or actual travelers. It further ordained that upon complaint or oath of such violation the party complained of be arrested, and on proof before a magistrate of the violation, allege a fine of $10 to be imposed for each conviction, and in default, the party to be imprisoned a period not to exceed one day for each dollar of fine imposed. This money the ordinance provided should be paid to the Governor of the Almshouse for the poor of the City. The ordinance to take effect immediately.

After some miscellaneous business the Board adjourned till this evening.

Board of Supervisors.

Supervisor Ely in the Chair.

On motion the roll was called, and the minutes of the last meeting were read and approved.

PETITIONS REFERRED.

Of R. Livingston Pell for correction of tax. Of Rebecca Long for correction of tax.

BILLS REFERRED.

For carrying prisoners from the Tombs in September, October and November, 1853, $75. For repairing the clock in the office of the Clerk of the Board of Councilmen. Of Edward Eccleston for copying indexes, &c., $223. Of Theodore Hard, &c., $140. Of G. W. Newcombe, &c., $87 55.

BILLS PAID.

Of Henry Vandervoort for furnishing criminal statistics to the Secretary of State, $180. Bill of the Pearl Hose Company for expenses incurred in refitting their rooms, $165.

REPORT ADOPTED.

In favor of raising the salaries of the several Clerks in the Office of the County Clerk, as follows, viz.:

Benjamin Cahen, from $850 to $1,000; of A. G. Wallace, from $800 to $850; James Magary, from $600 to $750; John M. French, from $600 to $750; John Martin, from $600 to $750; Charles Kepp, from $600 to $750.

On motion, the Board adjourned to Friday.

Blessing a Chime of Bells.

From the New-York Freeman's Journal, Dec. 30.

Rt. Rev. Bishop Bayley, on Tuesday, St. Stephen's day, blessed a fine chime of bells for the Church of the Most Holy Redeemer in Third-street. The ceremony was performed immediately after the 10 o'clock Mass, when that vast church was crowded from the steps of the Altar to the very door. Capt. Smith, with his Company of Independent Rifles, was in attendance as a guard of honor. A number of the members of the congregation who had been most active in procuring these bells had their places immediately by the bells.

The bells are four in number, and are the chime sent from Germany to the World's Fair in this City. The largest of the four, which weighs about 1,500 pounds, was dedicated in honor of St. Michael. The second was in honor of St. Gabriel; the third in size was dedicated to St. Raphael; and the fourth *to St. Alphonsus. They are of the best metal*, and of the finest workmanship. Each bell has sacred inscriptions and images cast in the metal. The bells were conveniently hung, in obedience to the Pontifical, in the space in front of the altar-railing. The Bishop, in full Pontificals, entered the Church attended by the Priests and Acolytes, with incense, lights, &c. They chanted the *Miserere*, and the 53, 16, 19, and 85 Psalms, with the *De Profundis*. Then the Bishop blessed salt and water, saying afterwards the prayer that when the bells should be bathed there with, whenever they should sound, the power of the devils, the shades of phantasms, the attack of mobs, the striking of lightnings, the shock of thunders, the ruin of tempests, and every spirit of storms might be driven back; and that, when the children of Christian people should hear them ringing, the increase of devotion might grow in them, that hastening within the bosom of their Mother Church they may sing to God in the Church of the Saints the new song, coming thither with the sound of the trumpet, the modulation of psaltery, the sweetness of the organ, the exultation of the drum, the gladness of the cymbal; so that, in the temple of His glory, by their pleadings and prayers they may invite the multitude of the army of angels.

Then the salt being mixed with the water, with the special prayers of the Pontifical, the Bishop began to bathe the bells therewith. When this was done, the Bishop with Priests chanted the Psalms *Laude anima mea, Laudate Dominum quoniam bonus, Jubudate Deo omnis terra, Cantate Domino*, and *Laudate Dominum in Sanctis suis.*

Then the Bishop with the thumb of his right hand made the sign of the cross on each bell with the holy oil *infirmorum*, and said the prayer invoking the same supernatural effects of terror to the devil and his servants, and of comfort and good inspirations to the people of God, wherever the sound of these bells should be heard. Then wiping off the oil with lint he began the antiphon *Vox Domini super aquas multas*, and with the Priests chanted the 28th Psalm, meantime the Bishop made seven crosses on the outside of each bell with the same oil of the infirm, and four crosses with the chrism on the four sides of each, saying at each time: "May this bell, O, Lord, be sanctified and consecrated, in the name of the Father and of the Son and of the Holy Ghost. In honor of St. Michael," for the first bell, and so in honor of each patron of the other bells, respectively, in their turn. Then followed another prayer of blessing for the communication of power against the spirits of the air, from the beautiful order of the Pontifical; when taking thyme, frankincense, and myrrh, he put it in censers, and placed these under each of the Bells. The verses *sidereat to ayan Deus, &c.*, were sung from Ps. 76, and the Bishop said the closing prayer, that: Like as the Holy Ghost came down in delight upon the harp of David; and as, while Samuel offered the sucking lamb a holocaust to the King of eternal dominion, the thunder of the heavens repulsed the hosts of the enemy, so, while the sound of these Bells shall pass through the air the Angelic hand may guard the congregation of the church, and perpetual protection keep the minds, the bodies, and the possessions of believers.

Then the Deacon sang the Gospel, from the 10th chapter of St. Luke, of Mary who chose the one thing necessary—as it giving the constant mission to the bells of awakening the attention of all while engrossed in the cares of the world, to remember that their chief good is in the Church.

The Inventor of the Nautilus Diving-Bell.

To the Editor of the New-York Daily Times:

In an account published in your journal of Wednesday of some sub-marine experiments made in the Atlantic Dock, Brooklyn, repeated reference is made to Maj. Henry B. Shaw, as the inventor of the Nautilus Diving-bell, used on that occasion. Whatever credit belongs to the invention, *per se*, is due I believe to the inventor, Edgar W. Forman, deceased.—Mr. Shaw being, as always understood, simply the assignee of the Patents which have been issued for the invention. The energy and perseverance shewn by the latter in bringing this valuable invention into public use entitle him to the highest praise,—freely awarded him on all occasions by those who knew him.

It is possible in taking hurried notes, your reporter may have been led into the error which I ask you to correct simply from a love of JUSTICE.

New-York, Thursday, Dec. 28, 1854.

The Crystal Palace.

To the Editor of the New-York Daily Times:

The Times of this date states that the debts of the Crystal Palace amount to $250,000. I do not think the debts amount to over $175,000, and it is hoped that the property of the Association, which costs upwards of $700,000, will bring more than enough to pay all liabilities. JOHN E. WHITE, Receiver.

New-York, Dec. 28, 1854.

LONG ISLAND.

The City Court of Brooklyn.

There seems to be a question as to the time when the term of the present City Judge expires. One opinion is that Judge Greenwood holds over until the 1st of May next; and another is that his term of office expires on the 1st day of January. The Judge, to avoid all dispute about the matter, and also on account of the state of his health, has given notice of his resignation, to take effect January 1. Judge Greenwood, in his letter to the Common Council, resigning the office, says:

As there may be some difference of opinion with respect to the time when my term of office as City Judge of Brooklyn will expire, and as I do not intend to act after the 31st inst., I desire, in order to prevent all questions, to be considered as resigning from and after that period.

I have for some time felt that the duties of the office were too onerous and confining, and a regard for my health requires that I should be relieved from them without further delay.

I have caused a jury to be summoned for the evening January term, to the end that there may be no suspension of business of the Court; and, in case of a vacancy, the Mayor and two Supervisors will have power to hold the Court.

The Proposed New City Court.

The members of the Bar, constituting the Committee, having the subject of a plan for a reorganization of the Brooklyn City Court, have had a meeting and some progress has been made towards the completion of their object. The report will be made at a meeting to be called by the Committee, and consequently no regular meeting will be held on Saturday next, as heretofore announced.

Another Injunction.

On application of Conklin Bruen, Esq., an injunction was granted yesterday restraining the Comptroller of the City of Brooklyn from paying to Mayor Lambert the $2,000 additional salary ordered by the Common Council. It is alleged that this increase of salary is in violation of the city charter, which provides that "no officer's salary shall be either increased or diminished after his election and during his continuance in office." The resolution to increase the salary of Mayor from $2,000 to $3,000, was adopted in the latter part of the year 1852, *after* the election of Mayor Lambert, but previous to his induction into office. Mayor Brush vetoed the resolution, but before the veto was acted upon Mayor Lambert came into power, and in this manner the matter has remained until the resolution of the Common Council adopted last week, ordering the payment. During this time the increase of salary has not been paid—the Comptroller not feeling warranted in so doing, as Mr. Van Cott, the Corporation Counsellor under Mayor Brush, had given an opinion that the whole matter was illegal. The present Board ordered the payment under an opinion of the legality of the transaction, given by the present Counsellor to the Corporation, N. F. Waring, Esq.

Arson and Conspiracy.

A man, named John McCarthy, was placed on trial, in the Kings County Court of Sessions, Brooklyn, yesterday, on an indictment for sitting on fire a block of buildings in Second-place, Brooklyn, on the 24th of February last, for the purpose of recovering the insurance on the same. This case was examined very thoroughly in March last, before the committing magistrate, and the accused has since been at large on $10,000 bail.

Four witnesses were examined yesterday, one was a watchman employed about the buildings, who stated that he was hired by defendant to fire the buildings; the first attempt proved a failure; the second attempt was more successful, and resulted in the destruction of three of the buildings, valued at $6,000 each, which were heavily insured. The case is still on.

Mayor's Veto.

At the last meeting of the Common Council of Williamsburg, the Mayor vetoed the bills of the Board of Health, on the ground that its members were also members of the Common Council, which prevents them from holding any office, the emoluments of which are paid from the city treasury. The motion to adopt was lost.

Presentations.

A. M. Woon, Esq., Collector of Taxes and Assessments in Brooklyn, was yesterday presented with a valuable gold watch by the deputies in his office, as a token of their esteem. At the same time, a silver tobacco box was presented to Wm. H. Lewis, Esq., Comptroller elect, by his associates in the office of Collector of Taxes and Assessments.

Young Men's Christian Association of Brooklyn.

Professor Hitchcock's interesting course of lectures before this Association was closed on Wednesday evening. At the close of the last lecture of the course, the President gave notice that arrangements were in progress to secure a superior course of lectures next Winter.

Donation Visit.

The annual donation visit to the Society for the relief of respectable aged and indigent females in Brooklyn, took place yesterday. The number of visitors during the day was quite large and donations liberal.

Curious Scene in an English Court—A Clergyman's Family.

From the London Weekly Chronicle.

In the Court of Queen's Bench, on Monday, Rev. T. J. Judkin, minister of one of the District churches of St. Pancras, brought an action to recover damages for an assault committed by a Mr. Field.

Sir F. Thesiger said that when the painful circumstances connected with this case came to be disclosed, the jury would willingly believe that it was with the greatest reluctance that Mr. Judkin felt himself compelled to seek redress and protection in a Court of Justice. Mr. Judkin was the clergyman of Somers Chapel, St. Pancras, and had married the widow of Alderman Lainson, who at the time of her marriage to the plaintiff had *five daughters by her former husband*, the eldest of whom had married the defendant, a surgeon, in Great Marlborough-street. Unfortunately family differences had arisen, into which he hoped it would be unnecessary to enter, in which the plaintiff's step-daughters, and he regretted to say his wife, had taken part against him. He felt it necessary to forbid the defendant's wife to come to the house; but on the 10th of June last, notwithstanding that prohibition, she came there. Mr. Judkin remonstrated with her, and received a short answer; a scene of violence which baffled all description subsequently took place, so much so that a crowd was attracted round the house. The next day, being Trinity Sunday, the plaintiff, on his return from officiating in his chapel, received the following letter from the defendant: "Sir—My wife informs me that while she was visiting her mamma you ordered her out of the house, threatening to send for a policeman; and that you also used unbecoming language, calling her, among other things, a 'nasty creature;' and my wife further assures me that you did this without any provocation on her part. Permit me to suggest the propriety of an early apology." The plaintiff did not answer the letter that day, intending to answer it on the next, and, in the meantime, ordered his servants not to admit the defendant. However, on the following day (Monday,) about 10 in the morning the defendant went to the plaintiff's house, in Euston-square, forced his way into the library, where Mr. Judkin was speaking to a friend, struck Mr. Judkin a violent blow on the breast, and then inflicted on him several blows with a homewhip. It was for the injuries that he had received, without provocation, that the plaintiff now asked for their verdict.

Rev. Thomas James Judkin, examined—I am the plaintiff. I am the minister of Somers Chapel, St. Pancras, and reside in Euston-square. I married the widow of Alderman Lainson. She had five daughters by her former husband, the eldest of whom is married to the defendant. On the 10th of June last I saw Mrs. Field going up stairs. I said to her, "Mrs. Field, your husband forbade you coming to this house. You know it is an annoyance to me, and I am surprised that you should do so." She said, "I shall come." Mrs. Field went and told one whom I really do not wish to name, and by that person I was locked in my room. I afterwards saw Mrs. Field, and said, "This is the consequence of your coming." She said, "I shall come," and her sisters said, "She shall come when she likes." I said, "If you say you shall come, I shall be obliged to send for a policeman to remove you;" upon which one of the young ladies said jeeringly, "Shall I go for a policeman?" I said, "I will send for one when I think proper." Somebody—I think from the answer I gave Mrs. Field—said, "You bear with the shaggy eyebrows;" and I said, "Do you call yourself a beauty?" putting my hand to my face.

The Attorney General—Putting your hand to your nose?

Witness—No, to my cheek—that is material. Mrs. Field said, "You are a pretty clergyman; are you now preparing for to-morrow's duties?" I said, "You are a nasty creature," referring to her disposition. A certain person in the room—

The Attorney General—Do not be so mysterious.

Sir F. Thesiger—You mean Mrs. Judkin?

Witness—Yes. Mrs. Judkin shrieked, and her daughters threw up the window. I saw a crowd, and thought it was disgraceful to a clergyman that such a scene should take place, so I put down the window; but as fast as I put one down they put up the other. I then sent out the servant to say that the lady had fainted. On the following day (Sunday) I received this letter from the defendant. [The letter given in the opening statement.] On the following day, about 10 o'clock, while I was talking to a gentleman in the study, Mr. Field rushed in with his hat on. I said, "It is usual for a gentleman in a gentleman's house to take his hat off." He said, "I shall not. Did you, Sir, say you would send for a policeman to turn me out of the house?" I said, "I did." He then struck me on the breast with his fist. He then drew from under his coat a whip, and struck me with it several times. I called out to some of the boys. He said, "I shall go when I like." I ought to have said, that I pointed to a passage in the interview with Mrs. Field, and said, "Perhaps my wife will go in the same way." One of the boys said, "*And I said*, 'Oh, the man may say that.'" I have suffered since a great deal. The defendant is a strong man.

Cross-examined by the Attorney General—Mr. Judkin had a jointure of £300 a year. She had five daughters by her [illegible] They had £6,000 each. Two of the [illegible] Adelaide—are married. I have not [illegible] to exclude the married daughters [illegible] After I spoke to Mrs. Field her [illegible] study, and insisted on her daughter being allowed to visit her. I said, "Mr. Field had [illegible] the house, and I shall do the same; you may go and see her as often as you like, but she shall not come here and molest me." I found myself locked in. I got the servant to unseal the door, and then I went into the dining-room, where I saw Mrs. Judkin, Mrs. Field, and her sisters. I believe I did not say to Mrs. Field, "You have come here to teach your mother of everything you can get." I should not have used so vulgar an expression. I said to Mrs. Field, "You are a beauty." She has a disfigurement in the nose. I do not know whether it arose from an accident, or that she was born so. I put my finger to my face to indicate that disfigurement. I was as calm as a clergyman could be under such circumstances. I have met with nothing but a series of insults since I have been married. I must infer the picture frame was taken out of the house by my wife, and I wrote to my attorney to ask him what was the quality of that transaction, but I have never threatened my wife with a charge of felony. I merely wanted the opinion of a lawyer about my property being taken out of my house. I did not tell Mrs. Field that her husband had been guilty of felony, or that he was a receiver of stolen goods.

The Attorney-General—You say Mrs. Judkin was in a chair. Did she faint?

Witness—How can I know that? She has done the same thing before, and I mean to say she was a faint, instead of fainting. [Laughter.] I did not say to Mr. Field that he had committed felony. I spoke of the picture-frame, and he said, "Do you accuse me of felony?" I said, "I do not, but the act was felonious." I did not say to him, "At any rate you are a receiver of stolen goods." I did not tell him he was an insolent blackguard. I am still living with Mrs. Judkin. Her daughters have left the house.

Mr. Edward Leahy, an artist, was then examined, and deposed that as he was speaking to Mr. Judkin in his study, the defendant, whom he described as "a tall young man, very pallid, with a fierce expression," came into the room and assaulted the plaintiff in the manner described by him.

Cross-examined by the Attorney General—I have really no recollection that Mr. Judkin said that Mr. Field was a felon, or at least the receiver of stolen goods. I recollect on his coming into the room Mr. Judkin said to Mr. Field, "Well, Mr. Rhadamanthus."—[Laughter.]

The wife of the defendant, her sister and the defendant himself, were examined. The sister, cross-examined, said: I heard somebody say to Mr. Judkin, "You are no beauty yourself, with your shaggy eyebrows." I rather think it was mamma said that. [Laughter.] Mr. Judkin had been locked into the study. Then he came out and locked us into the dining-room in return. [Laughter.] Re-examined—it was after he said to my sister, "You are no beauty," that mamma said "You are no beauty yourself, with your shaggy eyebrows."

The defendant endeavored to make it appear that he had received great provocation, but he acknowledged that he took a whip with him to the house.

Lord Campbell, in summing up, said that the verdict must pass for the plaintiff, but there were certainly circumstances in mitigation which the jury, in determining the damages, ought to take into consideration. Mr. Judkin, who was evidently a man influenced by strong feelings, had not acted with propriety either in the manner in which he had prohibited Mrs. Field's visits, or in his interview with her husband. The defendant ought not to have sat down on a Sunday to write the letter he had, and he had certainly acted exceeding wrong in taking the law into his own hands.

The jury, after a few minutes consideration, returned a verdict for the plaintiff—damages £50.

The Eastern War and the British Peace Society.

The following address from Mr. Joseph Sturge has been placarded upon the walls of Birmingham:

To my Fellow-Townsmen of the Working Classes: In the Birmingham *Journal* of last week some of you may have read a letter from Harriet Martineau, together with editorial comments, on a placard entitled, "War and Dear Bread," lately exhibited in Birmingham. I know not who was the author of the placard in question, which was printed at Manchester, but I do not know the individual who caused it to be put up in Birmingham, and I think that in so doing he exercised not only an undoubted right, but a sound judgment.

I entirely differ from the celebrated authoress of the letter referred to, which has since appeared in other papers, as to the present high price of bread not arising from the war. No one conversant with the foreign corn trade of this country would venture to assert that, could we be supplied from the shores of the Black Sea and the Sea of Azoff, the present rate of prices could be maintained. From five ports in these seas alone, upwards of 30,000,000 of bushels of wheat were shipped in 1853 to the United Kingdom and other parts of Europe. Wheat, which is now worth 10s. per bushel in England, can, at the present time, be bought in some of these ports at less than 2s. per bushel. The crop of 1854 in this part of the world was such as to justify the belief that, had peace continued, still more would have been supplied in 1854 and 1855. Not only is all this stopped by the war, but also exports from the Danube and several other quarters.

Though I may not live to see it, I have no doubt the time will come when the people of England will be better able to judge who are "doing the work of the enemy," the advocates of peace, or the author of such articles as the one alluded to in the *Journal*.

As a specimen of the opinion entertained by some who are probably misled by such statements, I have received a letter I expect from one of my suffering fellow-townsmen, in which, after accusing me of being a cause of the present high price of bread, he says, "I warn you, for I hear it throughout the town, that if it is not lowered, and very soon, something of a very serious nature will occur to disturb the peace of the town, and you will be considered then in a worse light than even Nicholas himself. You have it in your power now to avert the dreadful event, without any injury to yourself or the conspirators you act with. I advise you to take time by the forelock."

If the writer of this letter will give me his name, I shall be glad to meet him and his friends, and, if they can point out how I can lower the price of bread to the public, I shall rejoice to join them in any legitimate means to carry their plans into effect.

We know from our past history, it has unhappily been the invariable course of things in this country that every war is at the outset almost unboundedly popular, while the few who have resisted the prevailing frenzy have as invariably been persecuted and stigmatized as doing the "enemy's work." Sir Robert Walpole's opposition to the war in 1739, though now everybody admits it to have been, as T. B. Macaulay says, "altogether unjustifiable," "drew upon him," says his biographer, "odium and unpopularity from all quarters." In regard to our war with America, to prevent her obtaining her independence, Burke says that he was branded as "an American" for opposing it; "and all sense, he adds, "who wished for peace, or retained any sentiments of moderation, were overcome or silenced." The city of Bristol, which he then represented, was so excited against him that he declares "he would have sooner fled to the extremities of the earth than have shewn himself there."

In reference to the last war with France, so furious was the feeling of the country, that Charles James Fox, and the few men in and out of Parliament who joined him in resisting the war, could scarcely walk the streets without being hooted and mobbed, as "Jacobins," "traitors," "friends of the enemy," &c. I has told that among Gillray's caricatures, which held the place then that *Punch* does now, there is one representing Fox as a telegraph, (such as telegraphs were then,) standing on the cliffs of Dover, signaling the French to come over. And Horner says in one of his letters, "I could name to you gentlemen with good coats on, and good sense in their own affairs, who believe that Fox is actually in the pay of France." But even Lord John Russell has said "that war was unnecessary." Nor can we forget that the very same writers who have urged the Government into the present war are those who, two or three years ago, employed their utmost efforts to create a misunderstanding between this country and France, by bringing every kind of contumely upon the head of the ruler whom they represented as a bigoted, stubborn, despotic opponent of the progress of civilization in the courts of Europe. Had they succeeded in war, they have invariably plunged into the moment that conquery; having failed in their object, and succeeded in forcing the Government into a war with Russia, they now, collapse, the very man whom they recently painted in such dark colors is utterly heartless and unworthy.

I am not surprised that such writers are fast disappearing from the scene, but I am sorry to see Lord John Russell, in order to lay before the public a plain statement of the facts which led to this fearful war, if we may judge by the spirit evinced by some, even of the editors of newspapers which profess to be the advocates of freedom, they could not be every in some cases punished by Lynch law who dare to seek other channels for the publication of truths favorable to peace, which they wish to suppress.

Whatever the indications of the spirit manifested in this agitation by the country within the last few months, in Chester, in Manchester, and elsewhere, lately, in Exeter and Bucklersbury, it will be seen that, have what may, towards Turkey the invasion of the Principalities by Russia might, in a month or two, occasion such a change in public opinion, and such expressions of sympathy with the Sultan, and such reproaches upon the Government, as have been uttered by England upon nations made to cope with her, and which have been uttered by those who profess to be the followers and even the ministers of the Prince of Peace.

The horrible war in which we are now engaged, the carnage which has already taken place in the Crimea, the voice of mourning which has been heard in many families in Great Britain, and the increased sufferings of the poor, may be but the commencement of the chastisements of Providence for these national crimes. May these considerations lead us,

New-York Daily Times.

NEW-YORK, FRIDAY, DEC. 29, 1854.

[illegible] is Agent for the DAILY TIMES in Albany, Troy, Utica, Single copies, or by the week, or month, can be [illegible] to him.

The Times for the Mails.

THE DAILY TIMES (Morning and Evening) published every day except Sundays, and sent to subscribers by mail in any part of the country at SIX DOLLARS per annum.

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The WEEKLY TIMES contains a selection from the reading matter of the Daily, and is sent to mail subscribers at TWO DOLLARS per annum. The copies will be sent for FIFTEEN Dollars.

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Austria on the Road to the German Empire.

Austria, in the field of European diplomacy, has always followed a policy hostile to Russia. True, the universal hatred which, since the intervention of Russia in the subjugation of Hungary, has been felt against the house of HAPSBURG, has caused the fact to be forgotten—but it is none the less a fact, and a natural one. Russia has always acted in an unfriendly manner towards Austria. She looked upon the latter as a very inconvenient Protector of the Turkish Empire, and sought secretly to harm her as much as she could. Especially since the Russo-Turkish war in 1828-29, when Austria took a decided part against Russia, and even attempted to bring about an alliance of all the greater Powers against her, has Russia's hatred been active. All the Russian secret dispatches, made public from the Portfolio of Count POZZO DI BORGO, and of which the publication was lately completed by the *Wiener Lloyd*, prove this. Russia, indeed, has already speculated upon the downfall of Austria, and sought to do all in her power to hasten it. The combinations which, for years, her agents have accomplished in the Sclavic parts of Austria, are well known. The underplotting place of Russia have by no means been without effect. The Sclaves in many provinces, when they speak of the Emperor, mean not the Emperor of Austria, but the Czar. Russia, indeed, aided Austria in 1849 against Hungary, but it would be a great mistake to imagine that this was done from disinterested motives. If it had then been possible for Austria to perish without involving Russia in her ruin, the latter would not have stirred a finger to give her aid. But the triumph of the Hungarian Revolution would have been equivalent to an insurrection of Poland, and might indeed have been the signal for the breaking out of revolutionary elements in the interior of Russia. Russia, therefore, only saved herself in saving Austria.

The Austrian Government is very despotic—the worst of all the Governments of Europe—but it is not blind; and it must have been so not to recognize the policy dictated to it by circumstances. The danger to Austria arising from the plans of Russia against the Porte, was too evident to be overlooked by the Government at Vienna. But considerations of domestic policy in the first place, hindered her from taking an energetic attitude against the plans of Russia; then, too, the consciousness that in other respects the political sympathies of the two countries were upon the same footing, and that a friendly understanding between them was necessary for their maintenance,—sufficiently explains why Austria, for the last twenty years, has allowed Russia to have her own way in the East. Added to this was the first experiences of the Russo-Turkish war, when Austria at first vainly endeavored to enlighten the European Cabinets in regard to the Eastern question, and to decide them to act unanimously, and, subsequently, when this seemed to have succeeded, was left in the lurch by France, who sided with Russia. And lastly, a certain feeling of propriety, if not of morals and policy, demanded that she should still show gratitude to Russia. These were reasons enough why Austria should tolerate the plans of Russia for the time being, and if not to support, at least not to counteract them. And in fact Russia expected nothing less from Austria in return for her friendly services. "Austria and I," said NICHOLAS to Lord SEYMOUR, the English Ambassador, "are perfectly united. What I will, that will Austria also."

In truth, however, it was quite otherwise. It had not escaped Austria's notice that Russia made use of her intervention in Hungary to undermine the credit of Austria in the Hungarian and Sclavic Territories belonging to her, and to ripen these lands for her own future government. Accordingly, this aid afforded by Russia was, in reality, rather an element of estrangement than a new bond of union. SCHWARZENBERG intended assuming another tone towards Russia, and at length to shake off the yoke of dependence. His reply to a reproach for his preposition to recur to the aid of Russia, was, "I shall yet fill the world with astonishment at my ingratitude." But in the meantime, he died. Upon the arising of the Eastern complications, a fair opportunity was offered to become free from Russia, to render vain her plans against Turkey, and to regain in this direction all the influence lost through her means. Now Austria could unite herself with the Western Powers. This policy not only gave Austria the prospect of ruining the Protectorate over the Danubian principalities, but recovered for the Austrian Government the sympathy of Germany, which, since 1848, she had lost more than ever. The great advantages accruing to Austria from a policy inimical to Russia, were by no means overlooked by the Government, and it may be remarked, that from the very beginning of the Eastern troubles, this thought has everywhere had its influence. It was a tolerably long time, however, before it broke its way through everything. Six two parties were struggling in Austria for the reins of Government—one German, and progressive, unfriendly to Russia, the other conservative and friendly to Russia. The struggle between these two went on with fluctuating results. The German party, indeed, had the talent on their side, as well as the position of affairs—but to the Russian party belonged very exalted personages; the higher ranks of the nobility, the old races, and moreover the mother of the Emperor, who was said entirely to govern her son. At first, FRANCIS JOSEPH himself had decidedly a friendly feeling towards Russia. This shortly disappeared, however, and at the present moment the German party have in his agreement with them carried off a decided victory. In political matters, great results are often caused by accidents, trivialities and personalities, and this has been the case here, in giving an important impulse to the change in the Emperor's political opinions. The Czar, who expected nothing less than an unconditional agreement of Austria and Prussia in his policy, was furious at the refusal of the Austrian Emperor, and is said, according to his custom, to have broken out into the most unseemly expressions concerning the young Emperor. "That's the consequence," said he, "of putting a child on the throne." The behavior of the Russian officers in Wallachia also proves that the rage of the most influential circles in Russia must be very great, for they destroyed *every* picture and image of the Emperor which they encountered. This all had its influence in weakening the friendship of FRANCIS JOSEPH for the Czar. Thus the anti-Russian party finally outweighed the other in the Austrian Cabinet, and the latter arranged its policy accordingly. This turn in Austrian policy came unequivocally to light in the note of the 20th of September to Russia, in which Austria makes the Eastern question a universal one for Germany, by declaring that she will step into the lists in the interests of Germany, without, nay even *against* Prussia, if the latter do not give up her friendly attitude towards Russia.

Since this declaration the position of things in Germany in regard to Austria seems to be this. All parties, the people as well as the Governments, have recognized in the Eastern question a German national one. The Governments were forced to submit to public opinion, and to accept the proposal of Austria to the German alliance in regard to the preparation of the German armies, after Prussia also had come to an understanding upon this point. Prussia, however, by means of her undecided and contemplative policy, lost her *prestige*. For whoever wished to win Germany must proceed against Russia, and according as Austria now does this, will the prospect that this power will attain the supremacy over Germany become a certainty. Indeed it is not impossible that the ambition of the HAPSBURGS may again aspire to the German Empire, resigned by FRANCIS II. fifty years ago.

This certainly sounds impossible, when we recall to mind the position of Austria in 1849 and 1850. But since then, great changes have taken place. At that time, Austria would not have dared to carry out that idea, because Russia would have opposed it, certainly. And yet SCHWARZENBERG already had such plans. His policy was, however, at the same time, absolutist, and yet, in a certain sense, anti-national; as, for instance, the proceedings against Hesse-Cassel and Schleswig-Holstein—although this was rather a demonstration against Prussia than anything else. In the meantime, however, the chief design in Vienna was to win the sympathy of Germany, and it seemed as if they were willing to agree to more than mere national concessions. At least the introduction of the Provincial States may be thus explained. The position of the official, as well as the half-official press, is still more important. This power discusses the question of German unity more vigorously and broadly than any other, since the agitation of affairs in the East. The *Lloyd* in particular, in almost every number, returns to the idea of a united Germany. It discusses this idea in a manner which causes the Berlin *Kreuz Zeitung* party, and especially the reactionary friends of the old particularism, to wring their hands in dismay. If the press of Austria speaks in this manner, we may conclude that they receive permission to do so.

It is true, many may not be willing to attach much importance to all this. Similar things have often happened without leading to any result. And moreover, Austria has a most bitter enemy in her own bosom to combat against—namely, her Absolutism—which she must first wholly subdue before she can proceed to the realization of her great thought. But we have related only facts, and it is not to be denied that Austria's chances for an Austro-Germanic Empire, are, at the present moment, more favorable than they have been for centuries—than they were for Prussia in 1848, and than they ever have been for any of the German dynasties.

In the first place, it is extremely significant that almost the whole Prussian party has either already gone over to the Austrian camp, or are upon the point of doing so, with bag and baggage. It is peculiarly interesting to observe how all the press belonging to the former majority in the Frankfort Parliament, the so-called Gothaer party, which was determinedly in favor of Prussia, have since the Austrian note of Sept. 20, formally abjured their old sympathy with Prussia, and declared openly their wish to follow the Austrian standard as the only national one. Indeed, many of their journals declare openly that they would be ready to recognize an Austro-Germanic Empire. The same sentiments are heard expressed with still more liveliness and earnestness in Society. The most rabid friends of Prussia assert themselves to be perfectly cured. "All for Austria." A little reflection upon the power and extent in Germany of the Prussian party, and the great obstacles which this very party was in the habit of placing in the way of Austria, will give some idea of the extension of this change. The German nation likewise receives the idea of an Austro-Germanic with far greater satisfaction than in 1849 that of a Prussian Empire. For an Austro-Germanic, unlike a Prussian Empire, would not divide Germany, but preserve the old boundaries of the confederation. Nor would it be, like the Prussian, gained without deeds and efforts, but struggled for and won by a great victory over the hereditary foe of the German nation.

The offensive and defensive treaty of Austria with England and France has given to her hitherto ambiguous policy now a less equivocal basis, and it can no longer depend upon her own pleasure only what course she may take in the future. Indeed, if our private advices are reliable, (and we have no reason to doubt it,) she has considered the extremest possibilities of a general war, and has engaged herself in still another secret treaty, proposing a complete *reorganization of Europe*, of which the reacquisition of the imperial crown over Germany by the HAPSBURGS is the smallest part, and of which we shall have occasion to speak more at length hereafter.

Our Country to be Dismembered.

CASSANDRA lives again, is stopping at Washington, and writes lugubrious letters to the *Journal of Commerce*. The doleful prophet looks upon ours as a doomed land—doomed to crack in twain at the Rocky Mountain ridge and fall into an Eastern (or Atlantic) and a Pacific Republic. The prophet cannot see over that rocky ridge—"it is the natural boundary between two Empires, and neither art nor policy can overcome that barrier." "This separation," says the croaker, "inevitable as it is, may be expedited by the occurrence of a foreign war, or by any event leading to a war, like the proposed acquisition and annexation of the Sandwich Islands,—not to the United States, but to the Pacific States." The urgency of the California politicians to possess the Islands is uncharitably accounted for as part of the policy which "contemplates the early dismemberment of the Union by the separation from it of the Pacific Slope upon the occurrence of the first foreign war."

Is there no prussic acid that a great nation may drink and be early and forever quit of the nightmares that should oppress it when such quick ruin is impending! We have been flattering ourselves that, by the magic of railroads, telegraphic wires, steam and the press, a continent could be as thoroughly compacted now as when CASSANDRA lived before a little Ægean Island could be. But, says our comfortless letter-writer, the Pacific Railroad, which WHITNEY, ten years ago, made appear feasible, and which there was then capital enough to build, and land unalienated enough to pay for, is no longer popular in Congress; "it will not be seriously agitated now, even after the reports of the different surveys made by the Government shall have been laid before Congress."

If we believed a word of this, except so far as reflects upon the folly of our predecessors who have indeed let slip the most favorable time for building a road to the Pacific, we should feel like donning "mournful weeds." But it is mere "croaking." Land and the money might easier have been had years ago; but then Kansas was a howling wilderness, Utah was a salt desert, and the plains that stretch westward were an unknown land. Since then new and better routes have been explored; the impassable deserts have been charted, and the sweeps that compass them pointed out. The Rocky Mountains are not—it is a matter of definite information—insuperable for railroad carriages. CASSANDRA has lain too long under the sod to venture her prophecies now without a term or two of common schooling. Tunnels she is not "up" to. She does not know that we have facilities for whispering from ocean to ocean. There are gorges in the stony ranges through which the iron bands can easily be passed.

When the danger of a dismembered Union was imminent a few years since, we remember how a little suppleness of knees and "soft solder" knit North and South together again indissolubly. The Rocky Mountains interpose between the East and West no such barrier as was cast up then between North and South by factious and sectional prejudices. Such melancholy forebodings are evidences of a depraved digestion. Next to a bilious pill for restoring a flow of more healthful spirits, probably the best thing for our CASSANDRA would be a small carpet-bag and a ticket over a few hundred miles of Western Railroad. It is further for one of our sleepy Easterners from New-York to the Genesee Valley than for a live man of the West from the western Kansas line to the Atlantic coast. Most of the down-hearted about our destiny and the sad expectants of our dismemberment, we venture to say, live near our own longitude, and think that their married daughters in Chenango or Chemung live in the "Far West."

Mr. Mitchel and the Citizen.

BROOKLYN, Thursday, Dec. 28, 1854.

To the Editor of the New-York Daily Times:

DEAR SIR: I cannot suffer that my last words addressed to the readers of the *Citizen* should be so violently misrepresented to your readers as I find them to be in an editorial paragraph of this morning's TIMES.

I did not "confess grievous disappointment," or any disappointment at all, "in the temper of the American People."

I did not find them "less disposed than I had imagined to encourage the free expression of opinion."

The direct contrary is the truth.

I have found the temper of the American People, on the whole, tolerant, just and liberal. I have found them disposed, perhaps even in an excessive degree, to encourage the free expression of opinion.

My reasons for discontinuing the conduct of the *Citizen* are precisely those which I have stated in the address to my readers published in the number for the current week; and as a mere act of justice, I request you either to print this note or else that address itself in to-morrow's number of the DAILY TIMES. Your obedient servant,

JOHN MITCHEL.

We are quite willing to do both.—Mr. MITCHEL's address will be found in another part of this morning's TIMES. We wrote yesterday's paragraph without having seen the address, and, as it appears, from erroneous information of its contents as the point to which Mr. M. refers. The *Citizen*, we observe, is to be hereafter in charge of Mr. MCCLENNAHAN, who has the ability, industry and experience necessary to make it a useful and successful journal.

War and the Stocks.

Stocks rise and the market grows buoyant at the tidings of the Austrian Alliance. Men walk with a firmer step and greet one another with a more cordial pressure of the hand. The third great power has at length resolved to throw her weight into the scale of Western civilization, and help in preserving that balance of power which has cost the world so much blood and treasure. Stocks rose too in Paris with the news of the battle of Waterloo, and men breathed freer on 'Change when order was restored in Warsaw. We wonder how nobody has ever thought of drawing up a history of the fluctuations of the Exchange in connection with great political events. Congress of Laybach—*rise*: Constitution of Spain—*fall*; Holly Alliance—*marked buoyancy*; Revolution of Naples—*deep depression*. It would form a curious and instructive chapter, and if a certain class of statesmen ever find time to think, a page of parallel tables, with the dead stock in one column and the live stock in the other, might furnish them matter for *deep* meditation.

We must confess that our sympathies are altogether with the "live stock." We care far more for the anxious hearts that are beating in the dungeons of Hungary and Italy, than for all the pulsations that were ever excited by the rise and fall of Consols. If Austria has really joined the Allies, it is for fear of losing Hungary and Italy. If the Allies have really received her into their number, it is for fear of awakening the indomitable spirit of nationality. They will hold to their engagements till they find a convenient occasion for breaking them, and when each has accomplished its object, turn round and fight one another. There can be no sincere alliance where each party knows the other to be acting from a selfish expediency; and small hopes of a useful and lasting peace from battles that scatter broadcast the seeds of new and bitterer wars.

If Russia should prove victorious at home, no one can believe that she would be satisfied with self-defence; or that England would easily accept an ignominious peace; or that France would stand by an unsuccessful Emperor; or Austria see the balance waver without some new and signal act of perfidy. If she should fail, would she hesitate to rouse Hungary and Italy, and even give independence to Poland, rather than submit to the humiliation of signing a prescribed treaty!

The battle of Inkermann affords important suggestions to the political speculator. The English press tells us that the faces of the wounded and dying Russians were distorted with the scowl of unspeakable hatred. It is a war for "Holy Russia" and their hearts are in it. And through the same press we are told how the fierce cavalry charge stirred the hearts of the young Englishmen, how their minds expanded with the sense of sublimity as they rushed headlong upon the dense masses of infantry; what vigorous sabre strokes they gave, cutting sheer through helmet and shield, and with what a glow of triumph they remembered, as the warm blood flowed over them, drenching their upraised arms to the shoulder, that it was the blood of an enemy.

Excellent materials these for peace.

Speaking Evil of One's Profession.

Prof. MAURY's curious advice to his son has come back to the City after running the circuit of the Union. Grant that it is good, and it is none the less curious. Politics may be a very poor profession, but we should be no more likely to think it so, because some man well up on the political ladder should assure one of it who stood at the foot. This is the Professor's language:

"Thus you see, my son, that one can become a great man, can win the blessings of posterity, receive the praises of the good, and die crowned with honors without being a great general or sea captain, or anything else in the gift of 'Uncle Sam.' I hope you will never seek his service. *I consider that I committed the great mistake of my life, when I accepted a midshipman's warrant in the Navy.*

We doubt if many will coincide with the Superintendent of the Observatory that the step alluded to was a mistake. Would we enjoy the results of his extraordinary researches—would the doctrine of the Great Circle sailing be as generally believed—would the feasibility of the Oceanic Telegraph Project be as clearly established—would navigation occupy its present lofty position as a science, if young MAURY had refused the midshipman's warrant! We doubt it.

Touching.

Our hearts have been touched with reading the sorrows of the St. Louis *Intelligencer*. Other railroads cut up people's farms, throw their fences "out of square," and depreciate property until they get fairly under way. But the under-ground railroad works most mischief after it is in successful operation. It ruins property, and makes liberty negroes that are worth their $800 or $1,000 each valueless as so many free blacks. Hear the *Intelligencer*:

"We were weak enough two years ago to buy a negro man in Kentucky on his own and his white friends' entreaties, to bring him to St. Louis where his 'beloved wife' was. We bought him, paid for him, and brought him here—and hugged ourself for having a human heart that pitied the sorrows even of a poor darkey, who was 'separated from the wife of his bosom.' But, lo! in a few brief weeks, the grateful and affectionate Kentucky darkey fled from the coveted embraces of his 'dear wife,' and sought refuge in the more loving arms of Chicago Abolitionists! We have had no attack of nigger humanity since, and feel ourselves cured for life."

We call our times "hard"—what shall we call them in Missouri!

The Washington *Union* is exercised on the subject of American Labor and the Know-Nothings. The official paper finds that the great cert of the new party lives South where the hard times begin to pinch the people, in their identification with the encouragement of the American system. This system is charged to be no other than the triple-headed monster which General JACKSON put to rest by his vetoes on the Bank of the United States and Internal Improvements, and his opposition—which, by the way, was never very clearly made out—to the high Tariff. BURR is said to have been the first Know-Nothing, because he relied upon secrecy to carry out his plans. The Abolitionists are also said to be Know-Nothings, because the new party have swallowed them up at the North.

The argument of the official writer is not coherent, but such as it is, it points very significantly to the serious apprehension in high quarters that the Virginia Democracy will share the fate of the Massachusetts Free-Soilers, and be swallowed by the same insatiate anaconda. The shade of JACKSON is evoked to save them from the American system, and the skeleton of BIDDLE, like death and the cross bones, held up to fright the timid from falling into the snare of Know-Nothingism.

Musical.

ACADEMY OF MUSIC.—Whatever the pecuniary result of the closing season, it has been one of triumphs, so far as art is concerned. Another was added last night to those already achieved, by the performance of "Don Pasquale." It was an emphatic success. The audience (we are sorry to say a thin one) awoke to something like enthusiasm toward the end, and applauded *con amore* without waiting an extravagant time to think about it.

Expectation was somewhat dampened by a preliminary statement that Signor SUSINI's physician had pronounced him too unwell to sing, and that the management, to prevent disappointment, had engaged Signor ROCO, who would fill his place. It was not much of a drawback, however, for Signor ROCO, although lacking the physical capacity of SUSINI, knew and understood the character of old *Pasquale* thoroughly, and made it amusing and effective. Not the least comical part of the character was the dress, which, having been made for Signor SUSINI, presented some startling inequalities on the smaller figure of Signor ROCO.

The *Norina* of Madame GRIZI was one of those thrilling, captivating, interesting exhibitions of coquetry and momentous beauty, which must be seen and cannot be described. SONTAG created a reputation which will not soon be forgotten in this part; it was deservedly crowned one of her best performances. There are points of resemblance between the two institutions, Madame GRIZI differing from SONTAG mainly in the assumed gravity and natural archness she infuses into the character. There was more merriment and giddiness with SONTAG. Musically considered, we have not listened to anything more perfect than Madame GRIZI's vocalization. She was in admirable voice.

Signor MARIO lacked sufficient animation, particularly in the first act, where a small quantity is almost necessary, but like Mad. GRIZI he was in admirable voice. The serenade, *Com' e' gentil*, was tumultuously encored, and the duet which follows with *Norina*, was honored in a like manner. The latter was in every respect the most remarkable and perfect effort of the evening.

BARTALI, as *Doctor Malatesta*, maintained his old reputation. The orchestra good; the chorus had little to do, and did that little very moderately.

In referring yesterday to this performance, we stated that it was for the benefit of Mr. HACKETT. An obscurity in the advertisement led us into this error. It was for the benefit of Mr. PAYNE, the Manager. We hope he will not lose much by the entertainment.

To-night (Friday) is positively the last of Mdme. GRIZI and Signor MARIO's engagement. "La Favorita" is will performed. *This* is for the benefit of Mr. HACKETT.

Benefit.

CHRISTY & WOOD'S MINSTRELS—Mechanics' Hall.—A grand entertainment takes place here to-night, for the benefit of the artistes of the down-town establishment who lost their wardrobes in the late fire. We hope there will be a full attendance.

☞ The wild Indians and dreadful snow storms in the Rocky Mountains are serious impediments to a telegraph between the Atlantic States and California. But one will be had, somehow, if Congressional help and Yankee enterprise and skill can possibly do the job. Mr. FARLEY, of the Committee on Territories, favors the Senate bill for a *subterranean line*. He would plant the wires so far under surface that the red man would never find or be disposed to meddle with them, or the cold and storms ever affect their working; but, like the want of the rudder in aerial navigation, a difficulty is suggested in the impracticability of discovering and repairing the breaks that must occur from time to time in this wilderness underground line. Meanwhile there is another proposition before Congress for an overland mail to California in stage wagons and sleighs.

NEW-YORK WEEKLY TIMES.

Contents for Saturday, Dec. 30.

CORRESPONDENCE.—Letters on European Affairs—The Treaty between Austria and the Western Powers—Letter from Mozambique—Interesting Account of its Inhabitants, Laws and Products—Letters from Oregon and from Missouri—Interesting Sketches of the Country in Kansas—Letters from Washington—The Sandwich Islands—Utah—The Texas Debt, &c.

LATEST NEWS FROM ALL PARTS OF THE WORLD.—Thrilling Incidents from the Seat of War—Details of the New Treaty—One Week Later from California, and Later from Oregon—Exciting Dispatch Boats—Reports of Doings in Congress for the Week.

EDITORIALS.—How to Help the Poor—The Foreign News—Catching a Tartar—Smooth and Smooth—Party Tactics—[illegible] The Coming Session—[illegible] The Galapagos Islands—[illegible]

WEEKLY SUMMARY of News to the United States.

COMMERCIAL.—A fully prepared statement of the Trade, Money and Market transactions of the week, particularly for this paper. Weekly Statement of the Banks of the City of New-York.

THE WEEKLY TIMES is published on Saturdays, at the low rates of Two DOLLARS per annum, in advance, for single copies; Five copies for $7 50; Ten copies for $15, will be sent to one POST-OFFICE ADDRESS. Single copies may be had at the counter, in wrappers, ready for mailing, at 6¼ cents each.

☞ The postage on this paper to any part of the United States is 26 cents per annum, and within the State of New-York is 15 cents. Published by

RAYMOND, HARPER & CO., No. 128 Nassau-st.

BUSINESS NOTICES.

FANCY GOODS, TOYS, DOLLS, AND GAMES AT GREATLY REDUCED PRICES.—The holidays in the Money market having rather retarded the sale of premiums, we have concluded to make advantage of this, the last week of the Holidays, and endeavor to dispose off our stock by reducing the prices which, together with the attention from the largest stock in the City, we think will induce all to which, of premiums for either old or young, to give us a call. Among the more perfect articles, we would call attention to our Bureaus, Workboxes, Toilets, Desks, Dolls, &c. We have a fine assortment of Dolls, dressed and undressed, Rag Toys, Games. Every variety of standing Toys, in fact almost everything that can be called for in the Toy line. GEO. W. TUTTLE, No. 333 Broadway, Importer of Fancy Goods, Novelties and Toys.

HATS FAST AND PRESENT; OR, THE ANS SEE.—Today is offered to the notice of our patrons, after a lapse of 10 years, a BLACK BEAVER FUR HAT, as made at the period first named.

Its cost will that quantities will recommend it to those who seek comfort, rather than show, in articles of apparel, and meet the wishes of the wearers of to-day, in a hat fitter of the most distinguished men of the Revolution.

LEANY & CO., Astor House.

[illegible]

ROSIERY, UNDER-GARMENTS AND GLOVES.—A great assortment at the lowest prices will be found, at [illegible]

THE OLD STAND, No. 156 BOWERY.

Particular attention called to the styles of Hosiery, Under-Shirts and Drawers of our own manufacture.

A. HANKIN & CO., No. 156 Bowery.

FOR THE HOLIDAYS.

PURE WINES AND SPIRITS

at wholesale prices, in quantities to suit.

ARTHUR TENDALE,

Wine Merchant, No. 1 William-st., New-York.

NEW AND VERY WONDERFUL!!—NIAGARA Sensation! News to the Deaf or the Hearing.

A wonderful discovery, by which the Deaf can hear, by Dr. Curtis, of this City, in the treatment of Deafness, Catarrh, and all diseases of the Lungs. Address to Dr. Curtis, Hygeian Institute, of the Lungs. Address to Dr. Curtis, With this new method, Dr. C. has restored many entirely to health, as an evidence of which he has testimonials. It is evident that inhaling, constantly breathing an air medicated with the whole active system of the lungs, in contact with the many and varied organs performing vital functions, should be the most rational and effectual mode of reaching the seat of disease. [illegible]

The inhaler is worn on the breast, under the linen, without the least inconvenience—the heat of the body being sufficient to evaporate the fluid.

Hundreds of cases of cures like the following might be named:

One package of the Hygeian has cured me of the Asthma of six years' standing. JAS. F. KEESBERRY, [illegible]

I am cured of the Asthma of [illegible] by Dr. Curtis' Hygeian. MARGARET EASTON, Brooklyn, N. Y.

Mrs. Paul, of No. 8 Hamilton-st., New-York, was cured of a severe case of bronchitis by the Hygeian.

My wife was cured of a severe cough of several years' standing, and decided to be incurable by her physicians. She was cured in one month by the Hygeian. J. H. GAUBERT, P. M., Richmond, Mo.

Prof. S. Conner, of New-York, writes as follows: [illegible] Hygeian, I was induced to try it in a case of Chronic Sore Throat, that had refused to yield to other forms of treatment, and the result has satisfied me that, whenever any by the complaint of your patients, I will be ready to give the excellent remedy. I wish, for the sake of the sufferer, that it might be brought within the reach of all.

Sold by C. H. RING, corner of John-st. and Broadway, and by Druggists throughout the City and country. Price $3 a package.

R. R. R.—NO. 18.

THE ADVANCEMENT OF THE MEDICAL SCIENCE.—Until the discovery of the R. R. R. Remedies, no little progress had been made, in the last three centuries, in the cure of the incurable diseases. With the introduction of the R. R. R. Remedies, and the publication of the R. R. R. throughout the world, a revolution in medicine has taken place. Thousands sick so longer linger in torture for days and months, for a few minutes RADWAY'S Ready Relief stanches the wounds, the inflame, the nervous, the rheumatic, and paralytic pains, and the sick are cured with truth, certainty, and speed, with free and elastic step. Until the introduction of RADWAY'S REGULATORS, in 1852, there was no medicine in the form of a pill that would, in six hours, be free from all injurious ingredients, yet would, in six hours, be free from all injurious ingredients, yet would, in six hours, be free from all injurious ingredients, yet

SPECIAL NOTICES.

Dr. McClintock's Dyspepsia Elixir is the safest, most pleasant, and most efficacious digestive cordial ever discovered for the dreadful disease, Dyspepsia. For ladies it is a cordial elixir of health in its purest form. It cures heartburn, wind, constipation, and all other symptoms arising from want of tone in the stomach. Price, pint bottles, $1. Sold by A. CUSHMAN & CO., No. 120 Fulton-st., BURNHAM, CLARK & CO., and all Druggists.

The Members of Relief Hose Company No. 21 would respectfully beg leave to tender their sincerely thanks to HARVEY D. PARKE, Esq., President of the Dead and Dumb Institution, for the beautiful supply of refreshments received after the fire at the above place on the morning of the 23d inst.
J. KEYSER, Foreman.
W. Hudson, Secretary.

Fruit and Ornamental Trees and Plants.—Everything everything necessary to the Garden, Greenhouse, Shrubbery and Orchard, with all the recent introductions, at very low rates. Descriptive price Catalogues gratis. Carriage paid to New-York. Ornamental and other planting done in any part of the country. Address E. M. WATSON, Old Colony Nurseries, Plymouth, Mass.

Hoofland's German Salve—25 Cents a Box.—A German remedy of 30 years' standing—a sure and speedy cure for Burns, Sores, Boils and all external injuries; recommended by physicians. Sold by all druggists in the United States. A. B. & D. SANDS, C. V. OLICKENBIN & CO., G. R. HEND, New-York; and WM. R. SIBBER, Philadelphia.

The Most Violent Colds are Promptly Cured—By Dr. McCLINTOCK'S COLD AND COUGH MIXTURE. Price 50 cents per bottle. Sold by all the principal druggists in the City, and by A. CUSHMAN & CO., No. 120 Fulton-st., as above.

To Ladies and Gentlemen of Wealth and Leisure.—An unusual circumstance has prevented the annual meeting of the stockholders to hear the report of the annual business of the society held in the Park Presbyterian church. But a meeting will be held on FRIDAY EVENING, Dec. 29, 1854, at 7½ o'clock, in the Lecture Room of Hope Chapel, (for the purpose of presenting the plans of the society for the ensuing year) at which you are respectfully invited to attend. By order,
Rev. DANIEL WILLIS.
JAMES T. SMITH, Secretary.

Don't Wear False Hair.—I will send a (full receipt) to make an article for forcing the whiskers or hair to grow thick and heavy, in two months at the longest, for $1. The ingredients can be purchased anywhere for 25 cents, and the receipt alone will pay a proportion of 500 per cent. Wonderful results have been produced in both whiskers and hair in respect to children.
ROBT. THURBER,
New-York City.

Mechanics' Society Lectures, 1854-5.—FIRST COURSE.—Commencing at 7½ o'clock.
Jan. 4.—Rev. THOMAS STARR KING—Constitution the Organ of the Mind.
Jan. 11.—Rev. THOMAS STRONG—Science, Subsistence and Slavery.
Jan. 18.—James T. Fisher, Esq.—Trial by Jury.
J. A. BUNTING, Chairman.

Free-Trade Tea-Party, Christian Association Hall, Brooklyn, THIS (Friday) EVENING, at 7½ o'clock. An subject of importance are to be discussed, a full attendance is earnestly desired.
JOHN A. CORBETT, Recording Secretary.

The Church of a Series of Familiar Lectures to the Young, on the Divine Antiquity and History of the Church, will be delivered every SUNDAY EVENING commencing at 7½ o'clock, in the Spring-st. Presbyterian Church, corner Lafayette-st., by the Pastor, Rev. E. F. HATHAWAY, D. D.

Mount Vernon Industrial Home Association, No. 1.—The members of the above Association are requested to attend a meeting at Military Hall, Bowery, opposite Spring-st., on FRIDAY EVENING, at 7½ o'clock. The Trust Committee are invited to attend.
JOHN STEVENS, President.

Stock and Shares Lecture.—At the Tabernacle, TUESDAY EVENING, Jan. 2, 7½ o'clock, by Rev. Henry W. Bellows. Subject—The Pro. Rata Assessment of Assessments on stock.

Special Notice.—All those who have still claims on the wreck of the Pacific for loss at sea off Vancouver's Island, will leave their name and the number of lot at 7 VANDERBILT-st. or at Fulton-st., to receive documents, or send post paid to Mount Vernon.
JOHN STEVENS.

Magnificent Diamond Jewelry at Auction.—We shall continue to dispose of our stock of Watches, Jewelry, &c., to the highest bidder, every evening THIS DAY, by order of Mr. Jacob Lorillard, Esq., by HOWARD SCHENCK, Auctioneer, No. 14 Wall-st.

A Place to Visit during the Holidays.—Take a look inside of the CRYSTAL PALACE. It is still open to the public, at a small charge. Go and see it.

Notice to Butchers and Drovers.—Monday next (Jan. 1, 1855) being observed as a general holiday, the regular cattle sale day for cattle at the Washington Drove-yard will be on TUESDAY, Jan. 2.

Mercantile Library.—The friends of Douglas Lecturship will assist at the meeting at Chinese Hall THIS EVENING at 8 o'clock.

Volumes of the Wine of 1812.—An adjourned meeting at the "Hal" on FRIDAY, the 29th instant, at 8 o'clock P. M. By order, A. W. JONES, Commander.

FOR THE HOLIDAYS.

HOLIDAY PRESENTS—REDUCED PRICES.—DIAMONDS and JEWELRY.—The subscriber offers all descriptions of the following articles at retail, much lower than any other house in the City:
JULES JURGENSEN'S WATCHES.
Warranted perfect timekeepers for a year ..... $150 to $200
Fine and Large Size ..... 125 to 175
LEPAUTE'S SECOND, Fine and Quarter Second Watches, Hunters, $125 to $150
CHRONOMETER Watches, Chronometer, perfect ..... 150 to 175
EIGHT-DAY WATCHES, Warranted ..... 140 to 150
ENAMEL WATCHES, Fine Indian, open ..... 35 to 100
DIAMOND WATCHES, Fine Indian, open ..... 85 to 300
MAGIC WATCHES, Watch changes into three different watches ..... 100 to 175
WATCHES WHICH WIND UP, Without the usual key ..... 30 to 100
THE GOLD LEVER WATCHES, Hunters $50
THE GOLD DETACHED LEVERS 35
GOLD ENAMELED WATCHES, for the million 25
GOLD ENGLISH PATENT LEVERS, hunting cases 25
SILVER PATENT LEVERS, a very fine watch 15
SILVER DETACHED LEVERS, as low as 12
Fine Gold Pens, Silver Pens, Gold Pencils ..... $15 to $75.00
Diamonds, $5 to $25; Pins, $5 to $25:
Gold Chains, Fancy and plain patterns ..... 1 00 to 50 00
Gold Vest Chains ..... 10 00 to 100 00
Gold Fob Chains ..... 10 00 to 100 00
Gold Vest Chains ..... 10 00 to 50 00
Gold Fob Chains ..... 5 00 to 50 00
Gold Pens, Silver Stands ..... 1 00 to 7 00
Gold Pens, Silver Stands, Ivory Holders ..... 1 00 to 5

[illegible] Mr. John Whiting [illegible]

After the will of Atwater had [illegible] concluded, Mr. Tyler, the Prosecuting Attorney, received information that Mr. JOHN WHITING, formerly a merchant in this city, and now a resident at No. 117 [illegible], was probably the maker of the torpedo, with which the Atwaters were killed, or might be able to give information relative thereto. Mr. WHITING was sent for, and makes the following statement which we give in full, as many points relative to the affair are about throughout this city. Mr. WHITING states that about four or five days before the explosion, while standing in Messrs. Hunt[illegible]'s gun shop, on Western-row, nearly opposite Catharine-street, an individual came in and asked if he would put an instrument made, for him in a box, (the lid of which, with the hole in the top, he exhibited,) and have it so arranged that it would take fire instantaneously at his place [illegible]. Mr. WHITING being suspicious of a [illegible] made strict inquiries of the object of the instrument and what kind of a one he wanted. To all the questions he gave evasive answers, but succeeded in impressing on Mr. FLETCHER and himself that he was a scheme in which he wanted assistance, but would not tell why he wanted it. His mysterious actions about the instrument, and his apparent disposition to cover up the secret made Mr. WHITING angry, and turning to FLETCHER, he remarked, "If he wants a kind of a machine to blow some one to the d—l." Mr. FLETCHER and the individual could not agree as to what was wanted, and the stranger left the shop. From all the circumstances and the description of ARNISON, (whom neither have yet seen,) both WHITING and FLETCHER are under the impression that he was the person who applied to them as above stated. The machine was no doubt made by some scientific person, and that too in this city, but who that person is, yet remains a mystery which will most probably be developed before many weeks.—*Cin. Gazette, Dec. 27.*

Another Murder in Cincinnati.

For some time the wife of a young man named ARCHIBALD HATCHER, and the sister of another person, named HARRISON REEVES, have been entertaining for each other a feeling of enmity, and each another would indulge in hard words and threats in a characteristic manner. Yesterday morning, about 9 o'clock, REEVES' sister went to the chamber of Mrs. DEREE, (HATCHER's mother-in-law,) to draw a bucket of water. HATCHER supposing she did so to tantalize his wife, requested her to leave the premises, which she refused to do. He then seized her, and was in the act of compelling her to leave the yard when her brother, HARRISON REEVES, came up with a dry-pin, and striking HATCHER over the head, felled him to the ground. REEVES then jumped on and stamped him, and then fled. The affray was witnessed by HATCHER's brother-in-law, young BAKER, who ran out, picked up HATCHER and took him into the house. Dr. T. SMITH was sent for and dressed the wound, which bled profusely, and which proved to be about 3½ inches in length. The depth was not ascertained during the dressing of the wound. HATCHER frequently cried out, "Oh, my God, my head!" About two hours after the affray, overcome by loss of blood and the pain he endured, he died. Coroner MENZIES held an inquest over the body, and the Jury returned a verdict in accordance with the above facts. HATCHER was a machinist, and is the person who figured rather conspicuously in the BERRIEN riot, and who, in the Watch-house assaulted Marshal RUFFIN. REEVES, upon learning of the death of HATCHER, gave himself up to the authorities, and will have an examination in the Police Court on Thursday. REEVES states that HATCHER first drew an axe over his head, and that then he knocked him down with a dry-pin in self defence.—*Cincinnati Gaz., Dec. 27.*

United States Mail Steamers to Europe.

Correspondence of the Philadelphia [illegible].

WASHINGTON, Wednesday, Dec. 27.

Mr. CAMERON's resolution was taken with [illegible] votes, and the question is already asked, when will the President send across the Atlantic to pass on the wrecks of states of Europe? Will it be on the wreck of states of two, two or three? The names of VAN BUREN, TYLER and FILLMORE are seriously mentioned here in connection with the proposed peace commission. The ex-Presidents of this country would Republicanize cutting the Eastern question, with the best only of a little brush and ink! What a spectacle for the old fogies of Europe to contemplate. If we are to have a commission, we have such a commission. The whole country would endorse their prominent fitness for the delicate work allotted to them.

It is not probable that Dr. GWIN will be in his seat in the Senate during the present session. The election for United States Senator in California takes place there on the 15th of January.

CHARGES AGAINST MR. VALENTINE.

His alleged Connection with the African Slave-Trade.

INVESTIGATION BEFORE THE U. S. COMMISSIONER.

THURSDAY, Dec. 28.

The preliminary investigation into the charge against Mr. Valentine of having fitted up the *Julia Moulton* for the African Slave-Trade, knowing the destination to be such, was resumed yesterday (Thursday) before Mr. Morton, the United States Commissioner. Mr. Whiting appeared on behalf of Mr. Valentine, and proceeded to cross-examine Henry Wills, the late mate of that vessel, and the principal witness produced by the District Attorney for the prosecution in the case of Capt. Smith. The cross-examination was as follows:—

Q.—Where were you born? A.—In Amsterdam in Holland.

Q.—How old are you? A.—I am 42 years of age.

Q.—When did you come to this country? A.—About seven years ago.

Q.—Have you any trade? A.—I am a wheelwright, but have no trade.

Q.—Did you come to this country as a sailor or as a passenger? A.—As a sailor.

Q.—In what vessel? A.—In an American vessel.

Q.—What was her name and the name of her captain? A.—I do not know; it is so long since that I have forgotten.

Q.—Can you state the year of her arrival here? A.—No, Sir.

Q.—Where did you ship on board that American vessel? A.—In Amsterdam.

Q.—Do you remember the names of either of the officers, of the cook, of the steward, or of any of the sailors? A.—I was chief mate of her; I don't remember names of officers, nor of the cook.

Q.—To whom was the vessel consigned? A.—I do not know.

Q.—Whatship did the cotton into? A.—I cannot say.

Q.—Can you tell the port in which she arrived? A.—No; it was about six or eight years ago; I am not positive.

Q.—Were you discharged from that ship at this port? A.—Yes, Sir.

Q.—Did you go into a boarding house? A.—I went to a private house.

Q.—What private house? A.—A house up town; I do not know the street or number; the person who lived there was an acquaintance of mine, whom I knew in the Mediterranean.

Q.—What was his name? A.—I cannot say.

Q.—What was his business? A.—He was a carriage-maker.

Q.—Did he carry on business on his own account? A.—I do not think he did; he worked as a journeyman, but I do not know for whom, nor in what street.

Q.—What family had he? A.—He had a wife, but no children.

Q.—What nationality was he? A.—He was a Hollander, and belonged to the same place with myself.

Q.—How long did you board there? A.—For two or three voyages.

Q.—How many were you there before you went another voyage? A.—I cannot say.

Q.—Did you go to sea again? A.—Yes.

Q.—In what vessel? A.—I do not know.

Q.—What kind of vessel was it? A.—A ship or bark.

Q.—What was the name? A.—I cannot say.

Q.—What was her tonnage? A.—I cannot say.

Q.—Did you come back in her? A.—Yes.

Q.—To what port? A.—I cannot say.

Q.—Did you go back to the same place in Amsterdam? A.—Yes, Sir; for over the two voyages.

Q.—Can you tell the name of any of the vessels in which you made two or three voyages? A.—No. I cannot tell that. It is so many years ago; the names of the vessels, but the places, to which we went, I knew to some point of the compass.

Q.—Do you recollect how long it was before the time you boarded with your wife to Europe? A.—I have forgotten how many days it was I was there.

Q.—How long have you been going to sea? A.—About 12 years.

Q.—Have you conversed with him in Holland? A.—No, I knew him very well in Europe.

Q.—What was the age of your wife? A.—He was a young man, about Clear Lake.

Q.—Do you know where that man is now? A.—No.

Q.—Have you been there lately? A.—No.

Q.—How long is it since you left New-York? A.—About five or six years ago.

Q.—Where do you board now? A.—At the United States Hotel.

Q.—Had you ever been on the Coast of Africa before you went with the *Julia Moulton*? A.—No.

Q.—Did you know before you shipped, in any other way than what you say you learned from Mr. Valentine, that the *Julia Moulton* was about to sail on a slaving voyage? A.—No, not in any way but from the statements of Mr. Valentine and Capt. Smith.

Q.—Would you have known from the things and articles there on board alone, without any other information, that she was going on a slaving voyage? A.—Well, I don't know.

Q.—Were you informed by any other person than Mr. Valentine and Capt. Smith, what was the object of her voyage? A.—I cannot say whether I was or not.

Q.—Did any person, and if so, who, sail in the *Moulton* from New-York as supercargo or ship's husband? A.—There was a passenger, Mr. Vitalis going up, who said he was supercargo.

Q.—Had you seen him at any time either on board or on shore before you sailed? A.—I think I have seen him in Mr. Valentine's one.

Q.—How often? A.—Perhaps once or twice, perhaps more. I cannot say how often.

Q.—Did you see him speak to Mr. Valentine with, or be interrogated by, any person in Mr. Valentine's store? A.—I don't know; people were so constantly going in and out.

Q.—Did any of the clerks in Mr. Valentine's store speak to Vitalis? A.—I don't know; it may have been that they did, or it may not.

Q.—What countryman was Vitalis? A.—I have been told he was a Portuguese.

Q.—Who told you so? A.—I cannot say, except it was Capt. Smith and himself.

Q.—Did he speak English? A.—A few words, [illegible]

Q.—Did you ever hear him speak before he was on board? A.—I cannot say—I think I may have heard him speak Portuguese, but I cannot state positively.

Q.—What was his age, as nearly as you can state? A.—I don't know—he is my age perhaps, and perhaps younger.

Q.—About what sized man was he? A.—Of middling size.

Q.—About how tall was he? A.—I don't know—he was a middling sized man.

Q.—Cannot you tell whether he was five feet or six feet in height? A.—I don't think he was six feet; I can't say whether he was five.

Q.—Before you went to sea did you see or hear him speak to any living being? A.—I cannot say.

Q.—Where was Vitalis when you first saw him? A.—In Valentine's store, I think, or office.

Q.—How many times did you see him there before you sailed? A.—I cannot say—perhaps once or twice, perhaps oftener.

Q.—Could you speak English when you first came to this country? A.—Very little.

Q.—What became of Vitalis? A.—Bodied on the passage home.

Q.—Before arriving at Cuba? A.—Yes.

Q.—Do you know Don Calcamo? A.—I know him.

Q.—Where did you become acquainted with him? A.—I think I have seen him in Mr. Valentine's store first.

Q.—In what year and in what month? A.—Either this year or the last—it must have been the last; it was shortly after I got acquainted with Mr. Valentine.

Q.—When was that? A.—About sixteen or seventeen months ago.

Q.—In what store? A.—In No. 188 South-street.

Q.—How many times had you seen him there before you sailed in the *Julia Moulton*? A.—I don't know; I can't say how often.

Q.—Did you see him more than once, and if so, how often? A.—I can't say.

Q.—Can't you say whether you saw him twice? A.—I can't say whether I did or not.

Q.—Did you ever speak to him? A.—I don't think I did.

Q.—Did he ever speak to you? A.—I don't think so.

Q.—Don't you know whether you ever spoke to him or he to you? A.—I cannot say positively.

Q.—Did you ever hear him speak at all? A.—I have heard or seen him there speaking in other tongues, Portuguese or Spanish—I think I have heard him do so.

Q.—Do you know any person to whom you think you heard him speak? A.—I cannot say; I don't know their names.

Q.—Did he sail with you in the *Julia Moulton*? A.—No, he did not.

Q.—When and where did you first meet Mr. Smith? A.—I cannot say.

Q.—Did you see him on board the vessel? A.—No, Sir.

Q.—Where did you first see him? A.—I can't say whether it was at Mr. (or Capt.) Blanchard's, or at Mr. Valentine's; it was at one or other of them.

Q.—Did Capt. Blanchard introduce you to Capt. Smith? A.—He did.

Q.—At what place? A.—In the street.

Q.—In what street? A.—In South-street.

Q.—Where there? A.—Right opposite to Blanchard's.

Q.—What was the number of his store? A.—No. 154 South-street, I believe.

Q.—Do you say one person when Capt. Blanchard introduced you to Capt. Smith? A.—Mr. Valentine was with me.

Q.—In what month and on what day of the week was it? A.—I don't know the day of the week; it was early in the month of January last.

Q.—Did you ever, before you sailed in the *Julia Moulton*, hear Don Cartiano speak a word of English? A.—I cannot say whether I have or not.

Q.—You say you boarded at a private boarding-house when on shore during the two or three voyages you made after you first came here; where have you boarded since? A.—At two or three places.

Q.—Name them. A.—I boarded in West-street once; afterwards in Pearl-street, and then at the Fulton Hotel, on Fulton House, in Brooklyn.

Q.—Whom did you board with in West-street? A.—I don't know his name—he was a German.

Q.—What was the number of the house? A.—I don't know; it was somewhere near the Battery, near Morris-street.

Q.—What number and with whom in Pearl-street? A.—I don't know; it was near Franklin-square.

Q.—In what street in Brooklyn? A.—In Fulton-street.

Q.—What was the name of the landlord? A.—Mrs. Bass keeps the house.

Q.—When did you board with Mrs. Bass? A.—Last winter, and then I came back from this voyage.

Q.—Why did you not go to board with your own friend in New-York? A.—I don't know; I can't give a particular reason.

Q.—Can you give any reason for it? A.—Retired too far up-town; I wanted to be in a house where there were more people; I did not want to board there any more.

Q.—Could you have found his place if you had planed to do so? A.—I could have found it then, but I don't think I could do it now.

Q.—Why so? A.—It is so long ago; and besides, I never paid particular attention to it.

Q.—Did you ever have any conversation with Mr. Valentine in the presence of anybody else beside you and him? A.—Yes, often.

Q.—In whose presence? A.—There are so many that it is hard to say; we had conversations in presence of Capt. Miller, of Mr. Rupp, of the barkeeper or landlord of the house No. 188 Water-street, of Mr. Cornell, of Mr. Grant, and of a good many others whom I cannot mention.

Q.—When and where did you converse with Mr. Valentine in presence of Mr. Rupp? A.—Almost every day, in conversations in Rupp's store, sometimes in Cornell & Grant's.

Q.—What was talked about in presence of Mr. Rupp? A.—I cannot say.

Q.—Cannot you state any subject that was ever spoken of when Mr. Rupp was present? A.—No, there were so many subjects.

Q.—Was the *Julia Moulton*, or her voyage, or the object of her voyage, ever spoken of in presence of Mr. Rupp? A.—I cannot say; I do not think so.

Q.—Was any such matter ever talked about between you and Valentine, in the presence of any of the other persons you have named? A.—I don't know; I do not think so; Mr. Valentine told me to be very particular in speaking about her.

Mr. Valentine's counsel objected to the last clause, of the answer being received in evidence. The Commissioner decided in favor of its retention.

Q.—Were all the conversations you had with Mr. Valentine on the subject of the *Julia Moulton's* voyage, secret, and between you and him only? A.—Yes, but Capt. Smith was sometimes present.

Q.—How often was Smith present? A.—I cannot say.

Q.—Was he present at any one occasion? A.—Yes.

Q.—Was he present at any other occasion? A.—Yes.

Q.—Where did you first see him? A.—I can't say whether it was at Mr. (or Capt.) Blanchard's, or at Mr. Valentine's; it was at one or other of them.

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Q.—Cannot you state any subject that was ever spoken of when Mr. Rupp was present? A.—No, there were so many subjects.

Q.—Was the *Julia Moulton*, or her voyage, or the object of her voyage, ever spoken of in presence of Mr. Rupp? A.—I cannot say; I do not think so.

Q.—Was any such matter ever talked about between you and Valentine, in the presence of any of the other persons you have named? A.—I don't know; I do not think so; Mr. Valentine told me to be very particular in speaking about her.

Mr. Valentine's counsel objected to the last clause, of the answer being received in evidence. The Commissioner decided in favor of its retention.

Q.—Were all the conversations you had with Mr. Valentine on the subject of the *Julia Moulton's* voyage, secret, and between you and him only? A.—Yes, but Capt. Smith was sometimes present.

Q.—How often was Smith present? A.—I cannot say.

Q.—Was he present at any one occasion? A.—Yes.

Q.—Was he present at any other occasion? A.—Yes.

Q.—Do you know any other person than Smith was present? A.—I cannot say; it was after the vessel was bought and about the voyage.

Here the further cross-examination of this witness was adjourned.

The Court of Appeals.

The following is a list of first thirty causes on Calendar of Court of Appeals for the January Term, 1855:

1. Durham and wife vs. Watkins and others.
2. Reynolds and another vs. Davis and another.
3. Smith, Receiver, vs. Minot.
4. Reynolds and another vs. Davis and another.
5. Ely vs. Ormsby.
6. Kelsey and others vs. Barney and others.
7. Mayer, &c., New-York, vs. Price and others.
8. Freeman, Executor, vs. Spalding.
9. Gardiner, by next friend, &c., vs. Brown and others.
10. Cheney vs. Goodman.
11. Miller vs. Church.
12. Decker vs. Matthews.
13. Blanchard vs. Thayer.
14. Tucker vs. Griffin.
15. Thomas vs. Dickinson.
16. Martine vs. Sargent.
17. Taylor vs. Cadwell and others.
18. Laird vs. Taylor.
19. Westcott vs. Kerr.
20. Dorrah vs. Baker.
21. Brandreth vs. Sandford.
22. Forgeus vs. The Hartford Manufacturing Company.
23. Barney vs. The City of Buffalo.
24. Hallenbeck and wife vs. Schenectady and Saratoga Railroad Company.
25. Green vs. Clark.
26. Cornell vs. Vanvalkenburgh.
27. Wright vs. Rogers.
28. Collins vs. Long.
29. Hamilton vs. Field.
30. Appleton vs. Rand.

The Calendar contains 500 causes.

Resolutions for Adjournment.

UNITED STATES DISTRICT COURT—Dec. 28.

Before Judge Betts.

HABELAS OF NON-ADMITTED SEAMEN.

Jacob Sherrie vs. *The Steamboat New-York.*—This libel to this case was filed by the owner of the coal barge *Nave* and her cargo, to recover their value, they having been sunk on the night of the 25th of August near Yonkers, while being towed by the steamer. The *Nave* was one of a fleet of coal barges on the Hudson, and had for a long time found the libelant's boats, "at the risk of the owners and owners," and though the libelant's agent had objected to this limitation of liability, they had been told that the boats would be towed on no other conditions, and his boats had continued to be towed under permits containing the same limitation. Notices to the same effect were also posted up in the office of the towing line.

The master of the *Nave* at this time was large, and the only other person employed on her was ill, and his place could not be supplied. These circumstances were stated to the agent of the steamer, and he was told that the barge must have a good crew in the case. She was accordingly placed in the front tier on the starboard side of the steamer, between two other barges, both about four feet higher than the barge. The tow consisted of about fifteen boats. When the steamer started the wind was moderate, but soon increased, blowing down the river, and the tide being flood, a considerable seaman. About 11 o'clock at night the master of the *Nave* became alarmed for her safety, but was told by the master of the steamer that as long as her hatches did not come off there was no danger. About an hour after he requested the pilot of the steamer to drop him out of the tow, but the pilot told him the barge would not live if she was dropped out. The pilot also declined to another as being dangerous to run alongside. The master of the barge remained on board the steamer, talking with the pilot about various matters, for some time, and while there the barge went down by the head. The steamer was going at the time about two or three miles an hour through the water. Evidence was given that one of the hatches of the barge had become displaced by the waves.

Held by the Court—That the owners of the *New-York* were not common carriers of the barge and her cargo, and were to be held liable only for a want of ordinary care.

That no fault can be charged upon the steamer in giving the barge her position; that the master of the barge exposed himself sufficiently with it; that no damage from a heavy sea was indicated at the time the tow was made up, and no other dangers her position was a good and safe position.

That the speed of the steamboat was little more than enough to give her steerage way; and that the refusal on the part of the steamer to drop the barge astern, or to anchor or to go more slowly, was a reasonable one, and one which most persons of judgment and experience in towing on the Hudson would have made.

That no negligence is shown, therefore, on the part of the steamer, but that the loss of the boat was occasioned by the displacement of the hatch, and that the master of the barge was negligent in leaving the barge without any person on board to replace it, if possible, especially after being notified by the master of the steamer that that was the only cause from which danger was to be expected.

Libel dismissed with costs.

For libelants, Messrs. Owen, Betts, and Wise. *For claimants*, Messrs. Platt, Gerard and Bunkley.

CARGO—FREIGHT ON THE SEA—SEAWORTHY.

Cornelius Vanderbilt vs. *James Eaton, et al.*—This libel was filed to recover the value of a cargo of coal shipped by the libelant on board the bark *Quinnebaug*, owned by the respondents. The libelant had chartered the bark to carry the coal from New-York to San Juan de Nicaragua in Nov. 1851. She arrived off the port on the 12th of December. The weather was fine and clear, and the wind fair, and the master attempted to enter the harbor without a pilot, in doing which he ran the bark aground upon a shoal near the north island Point Arenas. More than half the cargo was thrown overboard to lighten the ship. A part of it was delivered to a steamer in part payment for services in getting her off; another part of it was disposed of by the master, and the rest, with the ship, was proceeded against and sold for salvage, so that none of it was ever delivered to the libelant, who now sues to recover its value.

Held by the Court—That the master of the bark was ignorant of the channel; that there was no difficulty in taking her in, if he had not been so, and that there was no extraordinary or unforeseen circumstance which rendered the vessel unnavigable or forced her out of her course.

That it was well-known that there were shoals which rendered it necessary to keep the channel.

That there was a system of pilotage at the port and competent pilots, and it had been the general usage for masters not acquainted with the channel to take pilots.

That there was no danger in waiting outside of the port for a pilot, and that the master's ignorance of the channel was the cause of the bark's being run aground.

That the loss of the cargo was not therefore occasioned by a peril of the sea.

Decree for libelant with a reference.

For libelant, Mr. Clark and Mr. Rapallo. *For respondents*, Messrs. Owen, Betts and Yoe.

UNITED STATES MARSHAL'S OFFICE.

Before Commissioner Bonney.

THE NEW ERA WRECK.

Alfred S. Benson vs. *Isaac Herbert, and Orlando Bennett.*—This is a suit brought under the act of Congress March 9, 1840, amending the act to provide for the better security of wrecks and cargoes of the same within the admiralty and jurisdiction of the United States. The complaint set up that the wreck of the *New Era*, now lying below water mark of the beach near Long Branch New-Jersey, belonged to the complainant on the 13th Dec. inst., as shown by bill of sale, &c.; further alleged that on or about the day above specified, the defendants caused serious injury to the wreck of the *New Era* by cutting, boring, ruining and otherwise mutilating her lower deck beams and carlins. The action was for infringement and damage. This was resisted by the defence on the ground that the wreck was not the property of the complainant at the time alleged, and that they, the defense, were acting as authorized agents of the New-York Board of Underwriters.

Several witnesses were adduced, but failed to sustain the complaint, and it was accordingly dismissed.

The State vs. *The State.*—This was an action brought to recover $20, the value of a sail, alleged to have been stolen by the defendant from the wreck of the *New Era*. This complaint was not sustained, and dismissed as above.

SUPREME COURT—GENERAL TERM—Dec. 18.

Before Mitchell, P. J., Roosevelt and Clerke, J. J.

PRACTICE—EQUITY.

Weed vs. *Pendleton.*—This is a motion to vacate the entry of a judgment. It seems that Pendleton obtained to C. W. Weed three notes, dated February, 1837 and 1838, one another at 12 months, and a third at 18 months. Judgments were obtained against Pendleton on the first two of these notes. On the third no action was ever brought. The plaintiff's attorneys entered in their register the proceedings of both suits against Pendleton, but neglected to enter the fact of filing the judgment entered in the second case. They have since died. About a year subsequently a clerk of their's filed the record, and made an entry of doing so. Thus the plaintiffs had three notes entered by the defendant, and three judgment records against him, one on the first note, another on the second, and a third actually on the second, but which, after a lapse of time, they might reasonably suppose, was for the third note, unless they recollected the amount of the notes. In 1840 an execution was issued on the second judgment against Pendleton to Dempsey, who taken under it. After the levy Pendleton discovered that he had paid judgment, as well as the second, was on the second note: Pendleton then went to Weed, and, concealing the fact that the third judgment was irregular, complained to him that it was unjust towards him, because issued during his absence from the City, and said that he must have a statement of the disposition which had been made of some collateral paper which had been placed in the hands of the plaintiff, which collateral was to the whole debt. Weed said that he could not satisfy the third judgment, for it was assigned as security to his attorneys, but that he would procure an assignment of the third judgment, and he did so. He now moves to vacate the entry of the third judgment.

MITCHELL, J.—After stating the facts in the case, proceeded substantially as follows: Pendleton was found to decline Weed's offer to give him an assignment of the first two judgments, or to accept it with the condition which he knew Weed meant to attach to it, (that the third execution should be satisfied,) or disabuse Weed from the false impression on his mind produced in part by Pendleton's note. Pendleton by the acceptance of the assignment under these circumstances, and the concealment which he practised, has estopped himself from setting up the invalidity of the third judgment, at least on a motion where he seeks affirmative relief, which the Court is to grant only if equity requires it.

It was contended that the whole debt was in fact paid. The affidavits on that question are not very satisfactory, and the defendant, if he wishes it, may have a reference to ascertain that fact.

Order affirmed with costs.

SUPREME COURT—SPECIAL TERM.

EXAMINATION ON OATH OF PERSONS NOT PARTIES TO THE SUIT.

Ogden vs. *Foster.*—ROOSEVELT, J.—The law provides (Code § 226) that whenever a Sheriff, having a warrant of attachment against a debtor, shall apply to a person supposed to hold property of the debtor, such person shall furnish him with a certificate, under his hand, designating the amount and description of the property or debt held for, or owing to, the defendant; and that if such person refuses to give the required certificate, the Judge may, on proof of commitment required his personal attendance, to be examined touching the matter in the complaint. In the present case, Messrs. Carson & Hurd, on being applied to, gave a certificate that they had no property of the debtors in their possession or under their control. And the question is, can they, under such circumstances, be compelled to exhibit to an examiner? If they had admitted that they had a peanuts, and only that, of the value of fifty cents and no more, no further steps, it is obvious, under the section referred to, could have been taken against them. And is not such a certificate substantially the same as saying, "under their hand, that they have no property of the debtor? Or, putting the query in another form, are not the words as properly, and as strongly legal declaration, in such cases, of the amount and description of the property held? The law not on the southern continent, the person who has no interest in the controversy, is of any further inquiry in that summary mode. If the creditor, notwithstanding the certificate, wishes further, he must do so in the usual manner in the courts where have the same opportunity, in common with the debtor, to examine and cross-examine the witness, and in the same manner, giving to the individual proceedings the same force of evidence as if no attachment had been issued. An attachment in the hands of an officer of the law, is to be a well-established process, which the Code in this provision clearly contemplates, and which gives to the creditor a great advantage over his competitors, if the creditor—his claim being perfected—may have equal by regular summons and complaint, the creditor shall do the same. It seems clear, however, that the cases shown by Messrs. Carson and Hurd, both, according to the spirit and tenor of the Code, to continue, for the time being, to protect them from the extraordinary inquisition, to which they are to be instituted. They are not bound, against their will, further to disclose, in a suit to which they are not parties, the particulars of their business, if any, with the plaintiff's debtor. As title of discovery are abolished, here, then, it may be asked, is the necessary information to be obtained? In the order to be entered by the mere statement, without oath, of perhaps an interested person, that he has only one cent, or, in other words, no property of the debtor? The Code answers yes; but it adds, that if the creditor disbelieve the statement, he may, either in the name of the plaintiff or in the name of the defendant in the attachment, (subject to the direction of the Court or Judge,) "take such legal proceedings (Sec. 232) as may be necessary to collect and receive (into his possession) all debts, credits and effects of the defendant." The less formal method which perhaps have been preferable. It is sufficient, however, that the Legislature thought—at least have enacted—otherwise; and that it is the duty of courts, when that body has declared the law, whether wisely or not, to carry out its intentions. The order to show cause must therefore be discharged.

MARINE COURT.

Before Judge McCarthy.

SEIZING A VESSEL—WHO IS RESPONSIBLE?

Jacob F. Oakley vs. *F. G. DeGrau.*—This was an action by ex-Alderman Oakley, of this City, to recover from the complainant the amount of a bill stated at $90, for repairs done to a wagon, and also for the hire of a horse and other items of damage, arising out of the following state of facts: In the early part of the year, the ex-Alderman purchased the business of a livery stable at Hoboken, with the stock, consisting of several first class and vehicles. In June the defendant hired a horse and wagon to drive out a lady, but, not to say, whilst he was doing the gallant and handing the lady tenderly, the last one threw up his heels, took the bit between his teeth, and after a beautiful stretch of three miles down hill at a slapping pace, he safely spilt the lady and the lady into a dry ditch, and knocked the wagon into the middle of the next week. The lady suffered some bruises, and blood was seen to trickle down her face, but she was rescued from her perilous position, the driver and the horse escaping with comparatively little injury, but the wagon, which appeared to have suffered most, was repaired at a cost of the upwards of $50, which the owner had to pay, of course. On the part of the defence it was set up that the horse had been hired from the plaintiff, and was presumed to be warranted as a quiet and docile animal, but that as the result proved he was of a dangerous character, and accompanied to run away, which was well known to the plaintiff, that all the damage which had occurred was owing to the horse, and that the defendant could not be held accountable. To sustain the case on the part of the plaintiff, the hiring of the horse was proved, and several witnesses testified that the horse bore an excellent character for fastness, docility, gentleness and all the other good qualities which horseflesh has been heir to from time immemorial. The lady who accompanied the defendant on the drive when they upset spilled in the direct was called for the defence, and testified that Mr. DeGrau was driving very carefully at the time of the accident. Other witnesses testified that the occurrence was entirely owing to the temper of the horse. The case went to the Jury, and a verdict was found for the plaintiff—damages $36.

MARKET REPORTS.

Markets—Carefully reported for the N. Y. Daily Times.

THURSDAY, Dec. 28—6 P. M.

ASHES—The market is almost bare and is very quiet at $7 25@$7 37½ for Pearls, and $6 50@$6 62½ for Pots, ⅌ 100 lbs.

COFFEE—Rio has been in better request, and has been purchased to the extent of 2,500 bags, chiefly at 10¼@10½c, with small lots of "Skimmings" at 9c. ⅌ lb. Other kinds are unalloyed.

COTTON—Is very dull and heavy, the day's sales having been confined to a few hundred bales within the annexed range:

NEW-YORK CLASSIFICATION.

	Upland.	Florida.	Mobile.	New-Orleans and Texas.
Ordinary	7½	7½	7½	7½
Middling	8½	8½	8½	8½
Middling Fair	9½	9½	9½	9½
Fair	10	10	10	10½

FLOUR AND MEAL—State and Western brands are still in light supply and being rather more sought after, especially for shipment, prices of all kinds are well supported. The stringency in the money market and the advent of the holiday season present a retrogressive aspect. The day's sales include 6,400 bbls. We quote:

Superfine No. 2	$6 50	$6 88
Ordinary State	6 87½	6 00
Straight State	6 00	6 12½
Favorite State	6 12½	6 25
Mixed Western	6 25	6 37½
Common to Good Indiana and Michigan	6 37½	6 62½
Fancy Michigan	6 62½	6 75
Common to Good Ohio	6 62½	6 62½
Fancy Ohio	6 62½	6 75
Extra Ohio	6 75	6 11 00
Extra Indiana and Michigan	6 75	6 10 50
Fancy Genessee	6 75	6 10 25
Extra Genesee	10 75	6 12 00

Canadian is less active, but is firm. 350 bbls. superfine were taken at $9 87½@$10 duty paid. In bond it is worth $6@$6 25 ⅌ bbl. Southern is in better request at improved rates, the sales reaching 2,900 bbls. at $9 12½@$9 37½ for mixed to good and favorite brands; and $10@$10 75 for fancy and extra ⅌ bbl. Buckwheat Flour is without essential variation. Rye Flour is moderately inquired for at $6 75@$7 for fine; and $7 75@$7 87½ for superfine ⅌ bbl. Corn Meal has been purchased to-day, to the extent of 400 bbls., at $4 25@$4 31½ for Jersey; and $4 75 for Brandywine ⅌ bbl.

FRUIT—We have only to report sales of 500 boxes Bunch Raisins, wet-dried and dry, at previous figures.

GRAIN—Wheat continues very marketable and quite nominal in price. The home inquiry is moderate, and for shipment there is some demand. The rates tends not however, are much under the claims of owners. No important sales transpired to-day. Rye is dull and heavy, at $1 37@$1 38 for Long Island and Jersey; and $1 40 for Northern, ⅌ bushel. Nothing of moment doing in Barley. Distillers think it too rare and dear for their use. Oats are less active, but steady, at 58c.@59c. for Jersey, 56c.@57c. for State, and 58c.@60c. for Western, ⅌ bushel. Corn is moderately inquired for, by the home trade and by shippers, at pretty uniform prices. The day's movements consist of 20,000 bushels at 87c. @89c. for Western mixed, chiefly from store; 88c.@90c. for Southern yellow and white; and $1 for round yellow, ⅌ bushel. The latter is very choice description.

HAY—Sales of 350 bales New were effected at $1 for shipment, and $1 12½ for located at $1 20 ⅌ 100 lbs.

HOPS—About 35 bales new were disposed of at 24c@26c. cash, ⅌ ℔.

IRON—We heard that 300 tons Scotch Pig were sold at $33, 6 months, &c., ⅌ ton.

LATHS—The market is dull, but firm, for Eastern, at $1 50 cash ⅌ thousand.

LEAD—We have nothing new to notice in this line. The stock is moderate and quotations are unchanged. Demand extremely limited.

LIME—Rockland is still in light supply and stack Rollcast at 65c. for Common, and $1 125 for Lump, ⅌ bbl.

MOLASSES—New-Orleans is more sought after and is firm. There were sold, to-day, 1,520 bbls. at 32c. for new crop, and 17c. for old, for distilling; with 140 bbls. new crop (by auction) at 34c.@35c. ⅌ gallon.

NAVAL STORES—Crude Turpentine is attracting more attention, in part, from shippers, at $4@$4 25 ⅌ 200 lbs. Spirits do. is not very active, but is pretty firmly held, at 45c.@46c. cash, in shipping order, ⅌ gallon. 150 bbls. were taken to-day at the inside price. Tar is unchanged. Common Resin is certainly dealt in at $1 50@$1 87½ ⅌ bbl., delivered. White Rosin and Pitch are partially neglected.

OILS—Sperm is changing now to White, Sperm, or Olive. Linseed is selling in less than store, at 84c. @86c. ⅌ gallon. Lard Oil is dull but steady at 60c.@65c., according to quality. ⅌ gallon.

PROVISIONS—Pork is quiet, but is held with increased firmness. The sales include about 400 bbls., in lots, at $19 75@$19 for Mess, closing with scarcely any offering under the latter rate; and $19 25 for prime. ⅌ bbl. Dressed Hogs are more freely tendered at 5½c.@6c. ⅌ ℔. The mild weather is not favorable to the trade in such. Pickled meats have but varied. Shoulders are scarce and wanted. Sales 6½c.@6½c.; small lots of Hams command 8½c.@9c. ⅌ ℔. In the interior rates are being paid for green Shoulders and Hams, in lots. Lard is without variation; some 670 bbls. common to prime were taken at 10c.@10½c. ⅌ ℔. Beef is in good request, in part, for export, at full prices; the days sales reach 750 bbls. at $6@$7 for Country Prime; $8 50@$11 25 for do. Mess; $15 25 for repacked Chicago do.; and $15@$16 for extra do., ⅌ bbl. Prime Mess Beef, Beef Hams, Butter and Cheese rule about the same.

RICE—There were 100 tc

AUCTION SALES.

THOS. BIRKBECK, Auctioneer.
HOLIDAY GIFTS
OF RICH CHINA AND SILVER PLATED WARE, FANCY GOODS, &c.
THIS DAY, at 12 o'clock, at salesroom, No. 335 Broadway, a large and splendid assortment of Holiday Gifts, consisting of Dresden porcelain vases, elegantly gilded; sets of rich fancy goods and toys, with others to call without reserve, including an elegant assortment of Gilt China Tea Sets, Dinner Sets, Dessert Sets, Toilet Sets, Vases, Ewers, Mugs, Pitchers, Tea Pots, Sugars, Creams, Cups and Saucers, Plates, Dishes, Tureens, Salts, &c. Also, a large assortment of Gilt Parlour Nymphs, an original invoice, and other very beautiful and elegant articles, suitable for presents and holiday gifts. Also, a large assortment of Silver Plated Ware, consisting of Tea Sets, Coffee Sets, Waiters, Tea Trays, Tea Urns, Tea Kettles, Spoon Holders, Cake Baskets, Pickle Stands, Castors, Salts, Mustards, Spoons, Forks, Ladles, Knives, Butter Knives, Sugar Tongs, Mustard Spoons, Fish Knives, Dessert Knives, Pickle Forks, Dessert Forks, Fish Slices, Pastry Forks, Cake Knives, Cake Baskets

New-York Daily Times.

[Advertisement.]

Observations.

The readers of the Times have not, probably failed to remark the very large preponderance of deaths from diseases of the lungs, as shown by the bills of mortality made up at the City Inspector's office, and published weekly in our columns. Interesting, in the aggregate, is the eighth number of over 1,000 per annum. Were certain children under ten years of age, nearly or quite one-half of the great mortality will be found to be caused by Consumption, and other affections of the respiratory organs. While the Consumptive are suffering in this City from diseases of the lungs, in all their various forms, in small proportion of the treatment by Pulmonic, as advised, and so successfully practiced by Dr. Rodney Hunter, No. 444 Broadway, (who confines himself entirely to this class of cases) this mortality would undoubtedly be reduced at least one-half in a few years.

We present the following letter to the consideration of the public, as another evidence of the success enjoyed by Dr. Hunter:

Nearly two years have elapsed since the recovery of Mr. Lytle, and he still remains in good health.

[illegible] W. W. ATWOOD, Superintendent on the West side Schenectady Railroad.

To the Editor of the New-York Daily Times:

Sir: I owe a debt to your paper for the following statement of my recovery from disease of the lungs. In February, 1852, I was suffering from the following symptoms: Pain in the chest and side, very severe cough, night sweats, and pulmonary hemorrhage, loss of appetite, and general wreck of mind and strength. Having no relief from the prescriptions of my physicians, I consulted Dr. R. Hunter, of New-York, (then residing at Washington, D. C.) who advised the use of inhalation. From the time of commencing this treatment I began to improve. My recovery was so rapid that at the end of 6 few months I was called to Washington Government; since which time, now nearly two years, I have had no indication of return, have used no any during varying exposure to Consumption in the Troy and Schenectady Railroad, and am strong and well in every respect. R. W. LYTLE,

Rensselaer, 1854. No. 5, Sixth-street, Troy.

[Advertisement.]

☞ The Ladies should remember that but two days intervene between this and time appointed for closing the business of Hearn, Crapp & Co., No. 281 Grand-street. Twelve days more, and all the rich Shawls, Silks, Rich Velvets, Pelisse Cloths, Merinoes, Persianns, Mantle Delaines, and other rich Dress Goods ever offered at less than one half their value. If not sold, must be withdrawn unless other arrangements are made to dispose of them at auction or otherwise. The advantages and inducements offered to purchasers during these two days, could seldom fairly anticipate, were it not for the fact that Messrs. Hearn, Crapp & Co. have already submitted to a sacrifice of nearly $15,000 on their stock in order to dispose of it within the given time. Within these two days housekeepers should buy all they require for the next year.

[Advertisement.]

Boys', Youths', and Children's Clothing.—The attention of families, employing their boys during the holidays, is particularly invited to our superb stock of boys' clothing, which we are now closing out at unusually low prices.

N. B.—Every article is marked in plain figures, and sold by us for cash under any circumstances.

P. L. Rogers & Co.,

Nos. 148, 150 and 152 Fulton-street, corner of Nassau.

[Advertisement.]

Overcoats, Talmas, Cloaks, Dominos Cravats, Scarfs and Fancy Goods Also—Attention is invited to the immense stock of the above garments, which we are now selling at greatly reduced prices.

P. L. Rogers & Co.,

Nos. 148, 150 and 152 Fulton-street, corner of Nassau.

[Advertisement.]

☞ Brady's Photographs are universally conceded by critics and men of taste to be the finest ever produced in America. Life, science and enterprise alone secured publicly acknowledged first awards, paintings, daguerreotypes, etc. No. 359 Broadway.

[Advertisement.]

Great Sale of Winter Clothing.—$100,000 worth of fine fashionable Clothing, manufactured by some of the fashionable tailors, known in Broadway, selling at 25 per cent under cost of manufacture, at Evans' Clothing Warehouse, Nos. 64 and 66 Fulton-st.

[Advertisement.]

Gas Fixtures!! Gas Fixtures!!—Of splendid design and finish, and variety far beyond those from any other house, wholesale and retail, at the manufactory of James C. Moore, Nos. 119 and 121 Prince-street, third block west of Broadway.

MARRIED.

At Paris, Mo., on Monday, Dec. 25, in Christ Church, by Rev. J. N. Wiley, Major Charles Bennett to Anna, daughter of Rev. David Stevens, all of that City.

DIED.

In this City, on Thursday, Dec. 28, Mrs. Louisa G., wife of Francis Blackwell, and daughter of the late Gen. Thomas Jesup, aged 31 years.

The friends of the family are respectfully invited to attend her funeral, this (Friday) afternoon, at 2 o'clock, from her late residence, No. 48 Ann-st. Interment at Greenwood.

In the City, on Thursday, Dec. 28, after a lingering illness, Mr. Thomas Ryan, in the 40th year of his age.

The friends of the family are invited to attend his funeral, this (Friday) afternoon, at 2 o'clock, from his late residence, No. 10 4th-st., on Sunday afternoon.

In this City, on Thursday, Dec. 28, Mrs. Cornelia Stevens, in the 72d year of her age.

The friends of the family are invited to attend her funeral, this (Friday) afternoon, at 2 o'clock, from her late residence, No. 20 Ann-st.

In this City, on Wednesday, Dec. 27, Mr. Charles A. Stevens, in the 44th year of his age.

The friends of the family are respectfully invited to attend his funeral, this (Friday) afternoon, at 2 o'clock, from his late residence, No. 20 Ann-st.

In this City, on Wednesday, Dec. 27, Mr. Ogden Ward, in the 21st